

Town Clerk Barbara
Grattan

TOWN BOARD MEETING AGENDA JUNE 5TH, 2001

ROBERT F. KOZAKIEWICZ, Supervisor

**Edward Densieski, Councilman
Philip Cardinale, Councilman**

**Christopher Kent, Councilman
James Lull, Councilman**

**Barbara Grattan, Town Clerk
Dawn Thomas, Town Attorney**

ELECTED OFFICIALS

**Laverne Tennenberg
Madelyn Sendlewski
Paul Leszczynski
Mark Kwasna
Diane M. Stuke
Richard Ehlers
Allen M. Smith**

**Chairwoman Board of Assessors
Board of Assessors
Board of Assessors
Highway Superintendent
Receiver of Taxes
Town Justice
Town Justice**

DEPARTMENT HEADS

**John J. Hansen
Leroy Barnes
Andrea Lohneiss
Ken Testa
Richard Hanley
Chief Joseph Grattan
Jane Vanden Thoorn
Judy Doll
John Reeve
Michael Reichel
Gary Pendzick**

**Accounting Department
Building Department
Community Development
Engineering Department
Planning Department
Police Department
Recreation Department
Senior Services
Sanitation Department
Sewer District
Water Department**

Call to Order and Salute to the Flag

Approves Minutes of Town Board Meeting of May 15th 2001,
moved by Councilperson _____, seconded
by Councilperson _____. And

SPECIAL BOARD MEETING OF MAY 31, 2001

REPORTS

Tax Receiver: Total Collected to date: \$60,849,951.01
Utility Collection for May, 2001-Total Collected: \$160,742.23

Town Clerk: Monthly Report for May, 2001
Total Collected: \$11,343.73

Recreation Dept.: Monthly Report for April, 2001
Total Collected: \$27,251.50

Sewer District: Discharge Monitoring Report for April, 2001

Open Bid Reports: Security, Fire and Telemetry Control Systems
Opened: 06/01/01 @ 11:00 a.m.
One Bid Was Received

1. Strategic Alarm Systems Bid Amount: \$57,500.00

Dam Road Canoe Access Project-Opened: 5/29/01
Two Bids were received

1. South Shore Docks Bid Amount: \$68,855.00
2. Chesterfield Associates Bid Amount: \$74,200.00

APPLICATIONS

Shows & Exhibition Permit: Radio Shack-06/15 to 06/17-8:00 am to 6 pm
Tent Sale

Parade Permits: Riverhead Business Improvement District-6/9/01
9 am to 10:30 am-Conduct a foot race

Riverhead CAP-6/1/01-10:00 am-Just Say No March

APPLICATIONS CONTINUED:

Fireworks Permit:

CBS Whitcom Technologies-11/17/01-Fox Hill-Fireworks

Site Plan:

**Riverhead Commons-Construction of a Target Store
N/S of Old Country Road**

CORRESPONDENCE

Mary Oleksiak:

Re: Building on the N.E. Corner of Edwards & Sound Avenue.

Fred Moehring:

Re: Reeves Park town Beach & Parking Lot-

Petition:

27 names in support of Palm Beach Polo Company

Petition:

**31 Names in objection to the issuance of any permits for the
Construction of residential or other properties in or near tidal
Wetlands on the south side of Front street at the intersection
Of Center Street, in South Jamesport.**

Petition:

**Residents on Dolphin Way requesting No overnight parking on
Street from 12:00 a.m. to 7:00 a.m.**

Richard Steinbrecher:

Supporting for the Grumman Airfield.

Alice Graff:

**Letter of resignation for the Landmarks Preservation
Commission.**

Adam Gatz:

**Re: Expresses deepest concern for the proposed "burn
House" to be built on the intersection of Route 105 &
Northville Turnpike.**

Warren McKnight:

**Re: Town Board pass a resolution requesting the Federal
Government to make the Riverhead Post Office Handicapped
accessible on or before Memorial Day of 2002.**

Barbara Anderson:

Re: Fresh Pond School (Letter to be read at meeting)

Nature Conservancy:

Re: Response to the DEIS for North Fork Knolls

COMMITTEE REPORTS

PUBLIC HEARINGS

7:05 p.m. The Change of Zone Petition of James Esposito upon property located at South Path, Calverton.

PUBLIC COMMENT ON ANY RESOLUTIONS LISTED BELOW:
Community Development Agency Meeting:

- #14 Ratifies the Execution of License Agreement with Vogue Hommes International for Use of a Portion of Calverton Facility for the Purposes of a Magazine Photo Shoot
- #15 Authorizes the Supervisor to Execute License Agreement Between Riverhead Community Development Agency and Silver Dollar Shows, Inc.
- #16 Authorizes the Town Attorney to Send a Letter to Swezey-Riverhead Holding ,LLC Inquiring as to the Company's Intentions Regarding Property Located on East Main Street

Regular Town Board Meeting:

- #565** Amends Resolution #513-2001
- #566** Approves Temporary Sign Permit of Central Suffolk (1951-2001 Celebrating 50 Years of Service to Our Community)
- #567** Authorization to Publish Bid for 69KV Pole Replacement & Related Work
- #568** Rescinds Resolutions Awarding Bid and Awards Bid for Equestrian Estates Ext. No. 60
- #569** Manor Lane Estate Road Improvement Capital Project Budget Adoption
- #570** General fund Budget Adjustment
- #571** Stotzky Park Skateboard Complex Capital Project Budget Adjustment
- #572** Edwards & Riley Avenue Drainage Capital Project Budget Adjustment
- #573** General Fund Gas Conversion Capital Project Budget Adjustment
- #574** Riverhead Ambulance Gas Conversion Capital Project Budget Adjustment
- #575** CDBG Consortium 2001 Budget Adoption

- #576** Authorizes the Supervisor to Execute an Agreement with the County of Suffolk in Connection with the Installation of Traffic Control Devices (CR 58, Old Country Road at Riverhead Center Access Driveway)
- #577** Amends Resolution #550 of 2001
- #578** Authorizes the Supervisor to Execute a Modification of an Agreement with the Suffolk Network on Adolescent Pregnancy, Inc.)
- #579** Website Reconstruction & Maintenance Consultant Fee
- #580** Amends Resolution #984 of 2000 (Approves Application of Riverhead Business Improvement Business District Management Association (Blues Festival)
- #581** Approves Application of Martha Clara Vineyards, LLC
- #582** Approves Application of American Diabetes Association (Tour De Cure)
- #583** Approves Application of Suffolk County Fair, Inc.
- #584** Approves Application of Jamesport Fire Department
- #585** Approves Application of Apple Chevrolet
- #586** Amends Resolution #493-2001
- #587** Appoints Member to Handicapped Advisory Board
- #588** Appoints a Park Attendant II to the Recreation Department (W. Sumperl)
- #589** Appoints a Fill-In Lifeguard to the Recreation Department (M. Murphy)
- #590** Appoints a Fill-In Security Guard to the Recreation Department (G. Henderson)
- #591** Appoints a Fill-In Security Guard to the Recreation Department (G. Mucci)
- #592** Appoints a Summer Recreation Aide to the Recreation Department (S. Manarel)

- #593** Appoints a Summer Recreation Aide to the Recreation Department (A. Bucholz)
- #594** Appoints a Summer Recreation Aide to the Recreation Department (M. Bartra)
- #595** Appoints a Summer Recreation Aide to the Recreation Department (J. Collins)
- #596** Appoints a Park Attendant II to the Recreation Department (K. Biglin)
- #597** Appoints a Park Attendant II to the Recreation Department (R. Foley)
- #598** Appoints a Park Attendant II to the Recreation Department (J. Johnson)
- #599** Appoints a Scorekeeper to the Recreation Department (J. Johnson)
- #600** Promotion to H.E.O. (M. Zaleski)
- #601** Promotion to H.E.O. (J. Warner)
- #602** Promotion to H.E.O. (J. Quinn)
- #603** Promotion to H.E.O. (J. Davis)
- #604** Authorizes the Town Clerk to Publish and Post Notice to Consider the Development Rights of a Parcel(s) Located in the Town of Riverhead (Raymond & Cecilia Zaleski)
- #605** Authorizes Town Clerk to Publish and Post Notice of Public Hearing- Mid-Road Properties
- #606** Referred Site Plan of Riverhead Fire District to the Planning Board and Authorizes Notice of Public Hearing
- #607** Authorizes Town Clerk to Publish and Post Public Notice for a Local Law to Repeal and Replace Chapter 101-10.1 Entitled, "Parking, Standing and Stopping Prohibited" of the Riverhead Town Code

- #608** Authorizes Town Clerk to Publish and Post Public Notice for a Local Law to Repeal and Replace Chapter 64 Entitled, "Fire Prevention" of the Riverhead Town Code
- #609** Accepts Performance Bond of Great Rock Golf Course
- #610** Authorizes the Release of Performance Bond of Peconic Bay Golf
- #611** Releases SCNB Letter of Irrevocable Credit of Schembri Enterprises, LLC (County Vue Estates-Water District Key Money)
- #612** Authorizes the Release of Performance Bond for A.J. Richard & Sons, Inc.
- #613** Authorizes the Release of Performance Bond of Liberty Self Storage LTD
- #614** Accepts Performance Bond of James Tsunis
- #615** Accepts Performance Bond of East End Cardiology
- #616** Approves Site Plan Amendment- Atlantis Marine World, LLC
- #617** SEQOR Classification of Action on Special Permit Petition of Joseph F. Sciotto, DMD and Refers Petition to Planning Board
- #618** Approves Special Permit Petition of Long Island Partnership Housing Development Fund Company, Inc.
- #619** Approves Hardy Plumbing and Heating as Drainlayer for Riverhead Sewer District
- #620** Authorizes Town of Riverhead to Remove Rubbish, Debris and the Cutting of Grass and Weeds from Property Pursuant to Chapter 96 Entitled, "Trash, Rubbish and Refuse Disposal" of the Riverhead Town Code (1489 Sound Avenue; Kevin Shea)
- #621** Authorizes Town of Riverhead to Remove Rubbish, Debris and the Cutting of Grass and Weeds from Property Pursuant to Chapter 96 Entitled, "Trash, Rubbish and Refuse Disposal" of the Riverhead Town Code (M. Wiebolt, Delores Avenue, Riverhead)

- #622** Authorizes Town of Riverhead to Remove Rubbish, Debris and the Cutting of Grass and Weeds from Property Pursuant to Chapter 96 Entitled, "Trash, Rubbish and Refuse Disposal" of the Riverhead Town Code (J. Woodhull, 1084 Delores Avenue, Riverhead)
- #623** Authorizes Town Clerk to Post and Publish Public Notice of Public Hearing to Consider a Proposed Local Law for an Amendment of Chapter 108 (Zoning) of the Riverhead Town Code (Off Street Parking)
- #624** Authorizes the Town Attorney to Send a Letter to Swezey-Riverhead Holding LLC Inquiring as to the Company's Intentions Regarding Property Located on East Main Street
- #625** Authorizes the Supervisor to Execute a Transfer Title Agreement for Capital Equipment Between the Town of Riverhead and the County of Suffolk
- #626** Approves Site Plan of PGR Corporation
- #627** Pays Bills

06/05/01
~~7/5/00~~

Town of Riverhead Community Development Agency

Adopted

Resolution # 14

Ratifies the Execution of License Agreement with Vogue Hommes International for Use of a Portion of the Calverton Facility for the Purposes of a Magazine Photo Shoot

Member **COUNCILMAN DENSIESKI** offered the following resolution,

which was seconded by Member **COUNCILMAN KENT**:

WHEREAS, Vogue Hommes International, has requested a license agreement for the use of portions of the Calverton Enterprise Park for on May 30, 2001; and

WHEREAS, the Town Board desires to encourage tourism throughout the town; and

WHEREAS, the CDA has realized net income of \$2,200 for the license period for one day's use of the facility.

THEREFORE, BE IT RESOLVED, that the CDA hereby ratifies the Chairman's execution of the license agreement, as attached.

AND BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Community Development Agency Director Andrea Lohneiss.

The Vote:

Member Densieski
Member Cardinale
Member Kent
Member Lull
Chairman Kozakiewicz

yes
yes
yes
yes
yes

CONTRACT FOR PHOTOGRAPHY SHOOT

This Contract is made and entered into as of this 30 day of May, 2001, by and between **Riverhead Community Development Agency**, a public instrumentality of the Town of Riverhead, County of Suffolk, New York ("CDA"), and **Vogue Hommes International**, a corporation having an address at: 1440 Broadway, New York, NY 10018 Attention: Gillian Conroy ("Licensee").:

WHEREAS, LICENSEE is in the business of magazine publishing; and

WHEREAS, CDA controls approximately 2,900 acres of land in Calverton, New York, commonly known as Calverton Enterprise Park, which land is more particularly described on the attached Exhibit A, and

WHEREAS, LICENSEE desires to photograph various portions of the property on May 30, 2001 (the "Event"); and

WHEREAS, LICENSEE and CDA have agreed to terms under which LICENSEE will be granted the use of certain land at the Property;

NOW THEREFORE, in consideration of the mutual covenants hereinafter set forth, the parties agree as follows:

1. Use of Property: CDA hereby grants LICENSEE a License providing LICENSEE with temporary use of the Property depicted on the attached Exhibit A, upon the terms and conditions set forth hereunder. This License

will provide LICENSEE and its employees, representatives, agents access to the Property on May 30, 2001 from 6 a.m. to 9:30 p.m.

2. Compliance With Laws: LICENSEE will at all times comply with all applicable federal, state, county and municipal laws, regulations, ordinances, codes and restrictions, including, without limitation, compliance with Article 28 of the New York State Tax Law and applicable regulations thereunder, and will secure any and all permits or licenses required for its activities and operations carried out at the Property.

3. Compensation: In exchange for License set forth above for the use of the Property, LICENSEE will pay CDA a fee in the amount of \$2,200.00 by certified check for 1 day use of the facility (the "Fee) payable on or before May 29, 2001.

4. Responsibilities of LICENSEE: Subject to the terms of this Agreement, LICENSEE will be responsible for carrying out and shall have exclusive control of all operations associated with the Event and related activities, including without limitation, provision of emergency medical services, lay-out and administration, and operation of sanitary facilities. Following the Event, LICENSEE will promptly commence garbage and rubbish removal and cleanup (hereafter, "the cleanup") and shall diligently and continuously engage in such cleanup efforts so that the cleanup will be accomplished as before departing the property on May 30, 2001. Buildings, facilities and grounds will be restored to the condition that existed prior to the Event (hereafter, the "restoration") and be clean and free of clutter and debris. LICENSEE will remove all refuse, rubble, garbage and debris created by the

Event or LICENSEE's activities at the Property and dispose of the same in at an appropriate waste facility off site.

5. Insurance and Indemnification: LICENSEE will be responsible for providing comprehensive general liability insurance in the amount approved by the Town Attorney with a company or companies reasonably satisfactory to CDA. [In addition, LICENSEE will provide casualty insurance on the buildings, structures, equipment and facilities within the Property at their full replacement cost.] LICENSEE shall provide certificates of the foregoing insurance, showing CDA and Grubb & Ellis as additional insureds to the extent of its interest. Finally, LICENSEE agrees to indemnify and hold CDA, the Town of Riverhead and their respective officers, employees, agents, representatives and officials of and from any and all loss or liability associated with the Event and related activities described herein, including liability for damages to property or for injuries or death to persons which may arise from, or be attributable or incident to the use by LICENSEE and its employees, agents, representatives and of the Property, excepting liability solely caused by the gross negligence of CDA or its employees, agents or representatives. Without limiting the generality of the foregoing, LICENSEE agrees to indemnify and hold CDA harmless from any lien claimed or asserted for labor, materials or services furnished to LICENSEE in connection with the event. With respect to any suit or claim by CDA, whether under this indemnification provision or otherwise, LICENSEE, for itself, its agents, employees and representatives, hereby expressly waives any defense which might preclude or limit either enforcement of this indemnification clause or any reasonable attorney's fees incurred by CDA in securing compliance with the provision of this indemnification agreement.

6. Miscellaneous Responsibilities of LICENSEE: Except with respect to any specific services, equipment and facilities to be provided by CDA under this Agreement, LICENSEE will be responsible for acquiring all services and materials and otherwise for carrying out all actions necessary for the Event and related activities to take place, including, but not limited to, all planning, marketing, promotions, sponsorship, operations, concessions, garbage removal, cleanup, construction and demolition or removal of all temporary structures, development and removal of systems to deliver adequate supplies of potable water, portable toilets, systems for removal of wastewater, ticketing, security, emergency medical service, traffic control, electrical power and communications. LICENSEE will obtain all necessary licenses, permits and approvals required for the Event and for construction of any temporary structure or system to be used at the Property in connection with the Event or related activities. In addition, LICENSEE will take all actions necessary to restore the property to its condition existing prior to the commencement of operations under this agreement, including, without limiting the generality of the foregoing, the removal of all temporary structures and systems.

7. Successors and Assigns. This agreement shall be binding upon and inure to the benefit of the respective successors and assigns of the parties; provided, however, that nothing herein shall be deemed to permit the assignment of this Agreement by either party without the express written consent of the other party.

8. Entire Agreement. This contract constitutes the entire agreement between the parties and no further agreement, express or implied, written or

oral, exists with respect to the subject matter of this document.

9. Governing Law. This Agreement shall be governed by and construed in accordance with the laws of the State of New York.

10. Dispute Resolution. The parties to this Agreement will submit any controversy or claim arising out of or relating to this Agreement which cannot be resolved by mutual agreement to binding arbitration under the rules of the American Arbitration Association. Such arbitration shall be conducted by an arbitrator experienced in arbitrating disputes of similar size and complexity as shall be jointly selected by the parties, or failing such joint selection within seven (7) days of the assertion of the controversy or claim, as shall be appointed by the President of the American Arbitration Association in the City of Albany, New York. Arbitration shall commence upon appointment of the arbitrator. All costs of arbitration shall be shared equally by the parties. The parties shall be responsible for the costs of their respective attorneys and the expenses of witnesses that they may call. Notwithstanding any other provision of law, any arbitration process held pursuant to this Agreement shall be deemed confidential and no statements made therein shall be used in any other proceeding. The decision of the arbitrator shall be delivered in writing to the parties within seven (7) calendar days of the closing of the arbitration proceedings. The decision of the arbitrator shall be binding upon the parties.

07/29/2001 10:40 PM 112 100 0001
FRENCH 10001
001

In Witness Whereof, **Vogue Hommes International** has caused this instrument to be signed in its corporate name by Gillian Conway hereunto duly authorized, and Riverhead Community Development Agency has caused this instrument to be signed in its corporate name by Robert F. Kozakiewicz, Community Development Agency Chairman, hereunto duly authorized, as of the day and the year first above written.

Vogue Hommes International

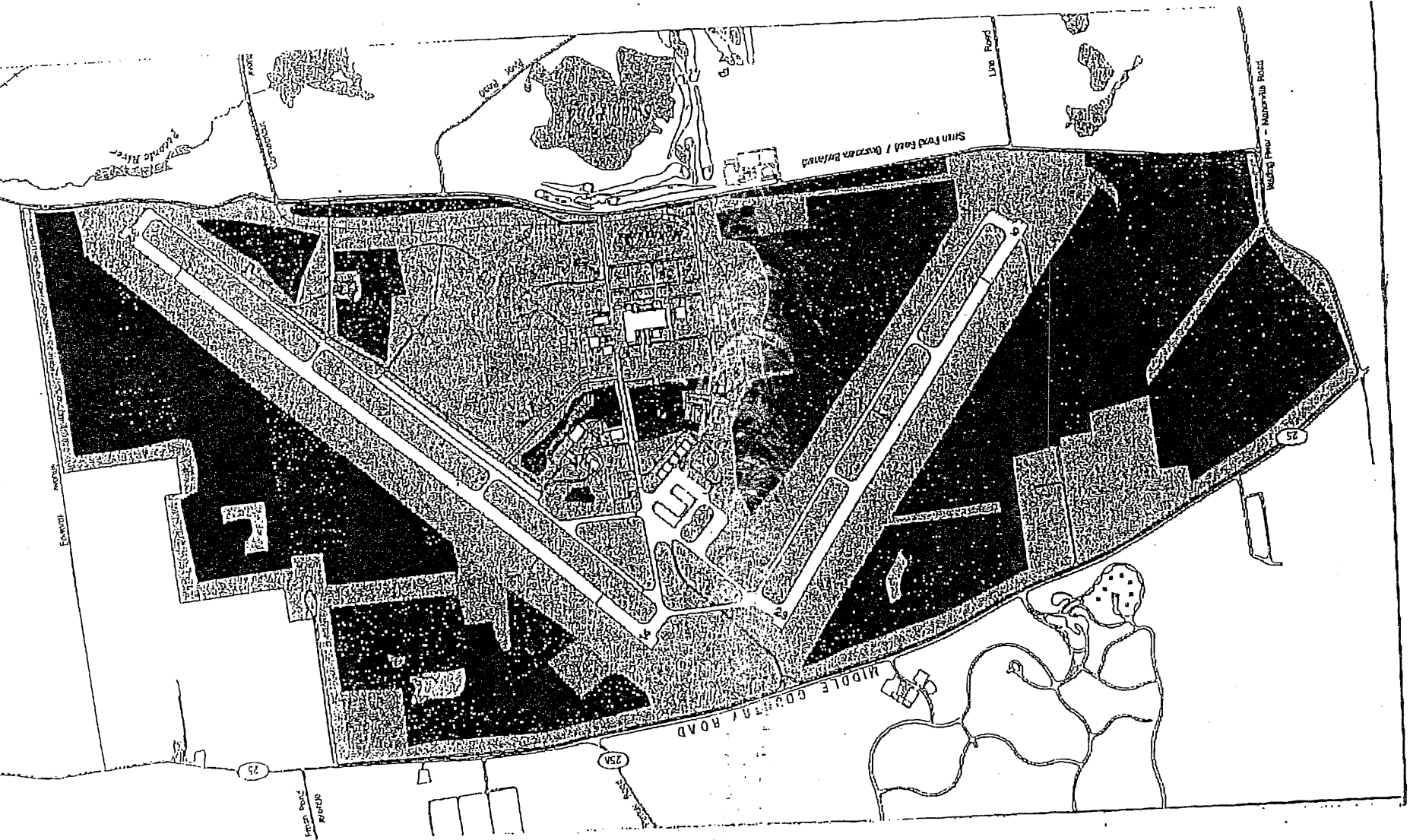
By: Gillian Conway

**RIVERHEAD COMMUNITY
DEVELOPMENT AGENCY**

By: Robert F. Kozakiewicz

Robert F. Kozakiewicz
CDA Chairman

Exhibit A



CER (212)490-8511
or & Taylor Ltd.
Avenue
NY 10016

FAX (212)490-7236

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

05/24/2001

INSURERS AFFORDING COVERAGE

INSURER A: Kemper Insurance Companies
INSURER B:
INSURER C:
INSURER D:
INSURER E:

Taym Simon
251 Sixth Avenue
New York, NY 10014

PAGES

POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS	
GENERAL LIABILITY COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR % AGGREGATE LIMIT APPLIES PER: POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC	733301217-01	11/24/2000	11/24/2001	EACH OCCURRENCE	\$ 1,000,000
				FIRE DAMAGE (Any one loc)	\$ 100,000
				MED EXP (Any one person)	\$ 10,000
				PERSONAL & ADV INJURY	\$ 1,000,000
				GENERAL AGGREGATE	\$ 2,000,000
				PRODUCTS - COMP/OP AGG	\$ 2,000,000
AUTOMOBILE LIABILITY ANY AUTO ALL OWNED AUTOS SCHEDULED AUTOS HIRED AUTOS NON-OWNED AUTOS	733301217-01	11/24/2000	11/24/2001	COMBINED SINGLE LIMIT (EA accident)	\$ 1,000,000
				BODILY INJURY (Per person)	\$
				BODILY INJURY (Per accident)	\$
				PROPERTY DAMAGE (Per accident)	\$
GENERAL LIABILITY ANY AUTO				AUTO ONLY - EA ACCIDENT	\$
				OTHER THAN AUTO ONLY: EA ACC	\$
				AGG	\$
				EACH OCCURRENCE	\$
GENERAL LIABILITY OCCUR <input type="checkbox"/> CLAIMS MADE DEDUCTIBLE RETENTION \$				AGGREGATE	\$
					\$
					\$
					\$
EMPLOYERS COMPENSATION AND EMPLOYERS LIABILITY				WC STATUTORY LIMITS	OTH-ER
				EL EACH ACCIDENT	\$
				EL DISEASE - EA EMPLOYEE	\$
				EL DISEASE - POLICY LIMIT	\$

OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS
ate holder is included as additional insured with respects to claims arising out of
ations of the named insured.

TE HOLDER

ADDITIONAL INSURED; INSURER LETTER:

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL 10 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

of Riverhead
Howell Avenue
erhead, NY 11901

(7/97)

ER (212)490-8511
or & Taylor Ltd.
Avenue
NY 10016

FAX (212)490-7236

05/24/2001

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INSURERS AFFORDING COVERAGE

INSURER A: Kemper Insurance Companies
INSURER B:
INSURER C:
INSURER D:
INSURER E:

Tayrn Simon
251 Sixth Avenue
New York, NY 10014

AGES

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TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
GENERAL LIABILITY COMMERCIAL GENERAL LIABILITY CLAIMS MADE <input checked="" type="checkbox"/> OCCUR	7JJ301217-01	11/24/2000	11/24/2001	EACH OCCURRENCE \$ 1,000,000 FIRE DAMAGE (Any one fire) \$ 100,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
AGGREGATE LIMIT APPLIES PER: POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC				
OMOBILE LIABILITY ANY AUTO ALL OWNED AUTOS SCHEDULED AUTOS HIRED AUTOS NON-OWNED AUTOS	7JJ301217-01	11/24/2000	11/24/2001	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
GENERAL LIABILITY ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EA ACC \$ AGG \$
GENERAL LIABILITY OCCUR <input type="checkbox"/> CLAIMS MADE				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$ \$
REDUCTIBLE ATTENTION \$				\$
EMPLOYERS COMPENSATION AND EMPLOYERS' LIABILITY				WC STATUTORY LIMITS OTHER EL EACH ACCIDENT \$ EL DISEASE - EA EMPLOYEE \$ EL DISEASE - POLICY LIMIT \$

OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS
The holder is included as additional insured with respects to claims arising out of operations of the named insured.

THE HOLDER
ADDITIONAL INSURED: INSURER LETTER:

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL 10 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

and Ellis
1 Walt Whitman Road
ville, NY 11747

(7/97)

ACORD CERTIFICATE OF LIABILITY INSURANCE

PRODUCER (212)490-8511
 T. J. Taylor & Taylor Ltd.
 Park Avenue
 New York, NY 10016

FAX (212)490-7236

DATE (MM/DD/YY)
05/24/2001

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION
 ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE
 HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR
 ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURERS AFFORDING COVERAGE

INSURER A: Kemper Insurance Companies

INSURER B:

INSURER C:

INSURER D:

INSURER E:

INSURED Tayrn Simon
 251 Sixth Avenue
 New York, NY 10014

COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING
 ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR
 MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH
 POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO. <input type="checkbox"/> LOC	7JJ301217-01	11/24/2000	11/24/2001	EACH OCCURRENCE \$ 1,000,000 FIRE DAMAGE (Any one fire) \$ 100,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS	7JJ301217-01	11/24/2000	11/24/2001	COMBINED SINGLE LIMIT (EA accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EA AGG \$ AGE \$ EACH OCCURRENCE \$ AGGREGATE \$ \$ \$ \$
Garage Liability <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EA AGG \$ AGE \$ EACH OCCURRENCE \$ AGGREGATE \$ \$ \$ \$
CESS LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE DEDUCTIBLE \$ RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$ \$
WORKERS COMPENSATION AND EMPLOYERS' LIABILITY				WC STATUTORY LIMITS <input type="checkbox"/> OTHER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

SECTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENTS/SPECIAL PROVISIONS
 Certificate holder is included as additional insured with respects to claims arising out of
 operations of the named insured.

DATE HOLDER

ADDITIONAL INSURED; INSURER LETTER:

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE
 EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL
10 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT,
 BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY
 OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE:

Simon of Riverhead Community Development
 Incy
 400 Howell Avenue
 Riverhead, NY 11901

Waring River - Malvern Road

Adopted

6/5/01

Town of Riverhead Community Development Agency

Resolution # 15

**AUTHORIZES THE SUPERVISOR TO EXECUTE LICENSE AGREEMENT
BETWEEN RIVERHEAD COMMUNITY DEVELOPMENT AGENCY AND
SILVER DOLLAR SHOWS, INC.**

COUNCILMAN DENSIESKI offered the following resolution, was seconded by

COUNCILMAN LULL :

WHEREAS, Silver Dollar Shows, Inc. is in the business of organizing and promoting entertainment events and concerts for the general public; and

WHEREAS, Silver Dollar Shows, Inc. desires to stage and promote an outdoor fair event commonly known as the "Suffolk County Fair" on lands of the Calverton Enterprise Park.

NOW THEREFORE BE IT HEREBY RESOLVED, that the Supervisor is hereby authorized to execute a License Agreement between the Riverhead Community Development Agency and Silver Dollar Shows, Inc. in connection with an outdoor fair event commonly known as the "Suffolk County Fair" to be held at the Calverton Enterprise Park; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Silver Dollar Shows, Inc., P.O. Box 789, East Moriches, New York, 11940; Andrea Lohneiss, CDA Director; the Office of the Supervisor and the Office of Town Attorney.

THE VOTE
Densieski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No
Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
Kozakewicz ☒ Yes ☐ No
THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

06/05/01

Adopted

TOWN OF RIVERHEAD
COMMUNITY DEVELOPMENT AGENCY

Resolution #16

**AUTHORIZES THE TOWN ATTORNEY TO SEND A LETTER
TO SWEZEY-RIVERHEAD HOLDING LLC INQUIRING AS TO THE
COMPANY'S INTENTIONS REGARDING
PROPERTY LOCATED ON EAST MAIN STREET**

Councilman Densieski offered the following resolution, was seconded
by

Councilman Lull:

WHEREAS in 1998, the Swezey-Riverhead Holding LLC company was designated a qualified and eligible sponsor in accordance with the established rules and procedures prescribed by the Community Development Agency to enable Swezey-Riverhead Holding LLC to enter into acquisition and disposition agreements as stipulated by Articles 15 and 15 A of the General Municipal Law, the enabling legislation for Urban Renewal and Urban Renewal Agencies, and

WHEREAS, pursuant to the above mentioned designation, the Town of Riverhead Community Development Agency and Swezey-Riverhead Holding LLC entered into and agreement permitting Swezey-Riverhead Holding LLC to acquire and assemble several parcels of real property located on East Main Street and Roanoke Avenue in Riverhead for the purpose of constructing a new location for Swezey's Department Stores in Riverhead, and

WHEREAS, the deed to a portion of the assembled properties now owned by Swezey-Riverhead Holding, LLC contains a reverter whereby the Town of Riverhead Community Development Agency would regain title to the property if Swezey-Riverhead Holding LLC failed to "substantially complete construction of a department store within three years" from November 1998, and

WHEREAS, no such construction has commenced and it appears that no such construction will commence in time to allow "substantial completion" by November 2001, and

WHEREAS, the Town Board of the Town of Riverhead acting in its capacity as the Board of Directors of the Community Development Agency wish

D:\Dawn\resolutions\authorizeagreement.doc

THE VOTE
Densieski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No
Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
Kozakiewicz ☒ Yes ☐ No
THE RESOLUTION WAS ☒ WAS NOT

to have Swezey-Riverhead Holding LLC declare its intentions with regard to the subject premises,

NOW, THEREFORE, it is hereby resolved as follows:

That the Town Attorney is hereby directed to correspond with Swezey-Riverhead Holding LLC to inquire as to the company's intentions with respect to its East Main Street property.

06/05/01

TOWN OF RIVERHEAD

AdoptedResolution # 565**AMENDS RESOLUTION #513****COUNCILMAN KENT**

offered the following

resolution, which was seconded by

COUNCILMAN CARDINALE

WHEREAS, Resolution #513 was adopted on May 15, 2001, approving Milton Tyte's three month non-paid leave of absence in the Department of Street Lighting effective May 21, 2001 through August 21, 2001, and

WHEREAS, the effective date should have reflected July 2, 2001 through October 1, 2001.

THEREFORE, BE IT RESOLVED, that Resolution #513 be amended to reflect an effective date of July 2, 2001 through October 1, 2001 and is hereby approved subject to the following condition(s):

(1) To facilitate the proper functioning of the Town office, the employee shall submit written notice to the Town Supervisor of his intent to return to work, resign, or retire at least thirty (30) days prior to the expiration of the leave of absence, and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Milton Tyte, the Department of Street Lighting and the Office of Accounting.

THE VOTE

Densleski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

Adopted

June 5th, 2001

TOWN OF RIVERHEAD

Resolution # 566

APPROVES TEMPORARY SIGN PERMIT OF CENTRAL SUFFOLK (1951 – 2001 CELEBRATING 50 YEARS OF SERVICE TO OUR COMMUNITY)

~~COUNCILMAN~~ LULL

_____ offered the following resolution, which was

~~COUNCILMAN~~ KENT

seconded by _____.

WHEREAS, a temporary sign permit application and sketch were submitted by Central Suffolk Hospital, for property located at 1300 Roanoke Avenue, Riverhead, New York 11901, and

WHEREAS, pursuant to Section 108-56 C(5) of the Town Code of the Town of Riverhead, the application does not require the recommendation of the Architectural Review Board, and

WHEREAS, the sketch has been approved by three (3) Town Board members, now

THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby approves the temporary sign permit application submitted by Central Suffolk Hospital, dated May 14th, 2001, and

BE IT FURTHER

RESOLVED, that said temporary sign shall be erected for a period not to exceed six (6) month from the date hereof or the issuance of the permit for the permanent sign, whichever first occurs, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Central Suffolk Hospital, 1300 Roanoke Avenue, Riverhead, New York 11901 and the Building Department and Planning Department.

THE VOTE

Densieald ☒ Yes ☐ No Cardinale ☒ Yes ☐ No
 Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
 Kozakewicz ☒ Yes ☐ No

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

JUNE 5, 2001

AdoptedTOWN OF RIVERHEADRESOLUTION# 567AUTHORIZATION TO PUBLISH BID FOR
69KV POLE REPLACEMENT & RELATED WORK

COUNCILMAN DENSIESKI offered the following resolution which was
seconded by ~~COUNCILMAN CARDINALI~~.

BE IT RESOLVED, that the Town Board hereby authorized the Town Clerk to advertise for sealed bids for the purchase of **69KV POLE REPLACEMENT & RELATED WORK** for the Town of Riverhead.

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the **JUNE 7, 2001** issue of the News Review.

BE IT RESOLVED, that the Town Clerk be, and hereby is, authorized to forward a copy of this resolution to the Purchasing Department.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinali	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lu'li	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **69KV POLE REPLACEMENT & RELATED WORK** for use by the **TOWN OF RIVERHEAD** will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until **11:00 a.m. on JUNE 15TH, 2001.**

Bid packets, including Specifications, may be obtained at the Town Clerk's office at Town Hall Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

All bids must be submitted on the bid form provided. Any and all exceptions to the Specifications must be listed on a separate sheet of paper, bearing the designation "EXCEPTIONS TO THE SPECIFICATIONS" and be attached to the bid form.

The Town Board reserves the right and responsibility to reject any or all bids or to waive any formality if it believes such action to be in the best interest of the Town.

All bids are to be submitted in a sealed envelope bearing the designation **BIDS FOR 69KV POLE REPLACEMENT & RELATED WORK.**

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

Adopted

6/5/01

RESCINDS RESOLUTIONS AWARDING BID
AND
AWARDS BID FOR EQUESTRIAN ESTATES
EXTENSION NO. 60

RIVERHEAD WATER DISTRICT

Adopted 06/05/01

RESOLUTION # 568

Councilperson ~~COUNCILMAN LULL~~ offered the

following resolution which was seconded by Councilperson

COUNCILMAN KENT

WHEREAS, this Town Board did authorize the advertisement for bids for Extension No. 60 of the Riverhead Water District, Equestrian Estates, and

WHEREAS, the Town Clerk was authorized to advertise for such bids, and

WHEREAS, all bids received were opened and read aloud on the date and time advertised in the notice, and

WHEREAS, it has been recommended by H2M, consulting engineers to the Riverhead Water District, by letter dated May 10, 2001, that the bid be awarded to ALESSIO PIPE & CONSTRUCTION, New York, in the total bid amount of \$114,515, and

WHEREAS, said bid was inadvertently awarded to another bidder who could not satisfactorily complete the contract,

NOW, THEREFORE, BE IT

RESOLVED, that the resolution awarding the bid to Hallen Construction be and is hereby rescinded, and be it further

RESOLVED, that the bid for Extension No. 60 of the Riverhead Water District, Equestrian Estates be and is hereby awarded to Alessio Pipe & Construction, in the amount of \$114,515, and be it further

RESOLVED, that the Town Clerk forwarded certified copies of this resolution to The Hallen Construction Co.; Alessio Pipe & Construction; Frank Isler, Esq.; H2M, and Gary Fendzick, and the Accounting Department, be it further

RESOLVED, that the Town clerk is hereby authorized to return

to all the unsuccessful original bidders their respective bid security and it is further

RESOLVED, that upon completion of fully executed contracts and the filing of said contract with the Town Clerk, the Town Clerk is hereby authorized to release to the successful bidder the bidder's bid security.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinala	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

JUNE 5, 2001

Adopted

TOWN OF RIVERHEAD

Resolution # 569MANOR LANE ESTATE ROAD IMPROVEMENTCAPITAL PROJECTBUDGET ADOPTION

~~COUNCILMAN~~ LULL offered the following resolution ,
 which was seconded by ~~COUNCILMAN CARDINALE~~

BE IT RESOLVED, that the Supervisor be and is hereby authorized
 to establish the following budget:

406.092705.421050.45036 DEVELOPER FEES

FROM:
 \$21,500.

406.051100.541301.45036 ROAD PAVEMENT EXPENSE

TO:
 \$21,500.

THE VOTE

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

JUNE 5, 2001

Adopted

TOWN OF RIVERHEAD

GENERAL FUND

BUDGET ADJUSTMENT

RESOLUTION # 570

COUNCILMAN DENSIESKI offered the following resolution ,

which was seconded by **COUNCILMAN LULL**

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

001.000000.390599	APPROPRIATED FUND BALANCE	FROM: \$2,500.
-------------------	---------------------------	-------------------

TO:

001.072300.540000	MARINAS & PARKS, CONTRACTUAL EXPENSE	\$2,500.
-------------------	--------------------------------------	----------

001.000000.390599	APPROPRIATED FUND BALANCE	FROM: \$11,000.
-------------------	---------------------------	--------------------

TO: \$11,000.

001.016200.524000 SHARED SERVICES, EQUIPMENT

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

~~Lull~~ ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

Adeptec

JUNE 5, 2001

TOWN OF RIVERHEAD

Resolution # 571STOTZKY PARK SKATEBOARD COMPLEXCAPITAL PROJECTBUDGET ADJUSTMENTCOUNCILMAN DENSIESKI

offered the following resolution ,

which was seconded by COUNCILMAN KENT

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

406.095731.494200.70048	SERIAL BONDS	FROM:	\$975,000.
406.071100.543001.70048	CONSTRUCTION	TO:	\$815,000.
406.071100.543505.70048	ENGINEERING EXPENSE		115,000.
406.071100.547900.70048	CONTINGENCY		45,000.

THE VOTEABSTAINCardinale ☐ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

Adopted

JUNE 5, 2001

TOWN OF RIVERHEAD

Resolution # 572EDWARDS & RILEY AVENUE DRAINAGECAPITAL PROJECTBUDGET ADJUSTMENT~~COUNCILMAN~~ LULL

offered the following resolution,

~~COUNCILMAN~~ KENT

which was seconded by _____

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

406.095731.494200.40071 PROCEEDS FROM SERIAL BONDS FROM:
\$139,000.

406.085400.521000.40071 LAND ACQUISITION TO:
406.085400.543301.40071 LEGAL EXPENSES \$124,000.
15,000.

THE VOTE

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

JUNE 5, 2001

Adopted

TOWN OF RIVERHEAD

Resolution # 573GENERAL FUND GAS CONVERSIONCAPITAL PROJECTBUDGET ADJUSTMENT

~~COUNCILMAN~~ LULL offered the following resolution ,
 which was seconded by ~~COUNCILMAN~~ KENT

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

	FROM:	
406.095710.494200.40080	SERIAL BONDS	\$4,750.
406.099010.481000.40080	TRANSFER FROM GENERAL FUND	10,350.

	TO:	
406.016200.523024.40080	HVAC IMPROVEMENT	\$15,100.

THE VOTE

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

Adopted

JUNE 5, 2001

TOWN OF RIVERHEAD

Resolution # 574RIVERHEAD AMBULANCE GAS CONVERSIONCAPITAL PROJECTBUDGET ADJUSTMENT~~COUNCILMAN CARDINALE~~

offered the following resolution ,

which was seconded by ~~COUNCILMAN DENSIESKI~~

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

406.095710.494200.40082

SERIAL BONDS

FROM:

\$850.

TO:

406.045400.523024.40082 HVAC IMPROVEMENT

\$850.

THE VOTE

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

JUNE 5, 2001

Adopted**TOWN OF RIVERHEAD****RESOLUTION # 575****CDBG CONSORTIUM 2001****BUDGET ADOPTION****COUNCILMAN DENSIESKI**

offered the following resolution ,

which was seconded by

COUNCILMAN LULL

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

181.084910.493000.06901	FEDERAL AID ...	<u>FROM:</u> \$173,000.
		<u>TO:</u>
181.086680.540000.06901	HOME IMPROVEMENT PROGRAM	\$30,000.
181.086760.544000.06901	ALTERNATIVES COUNSELING SERVICES	5,000.
181.086760.543409.06901	LITERACY PROGRAM	5,000.
181.086760.543408.06901	DRUG ABUSE PREVENTION ED. (CAP)	5,900.
181.086760.542200.06901	FOOD SUPPLIES-SOUP KITCHEN	6,000.
181.086860.540000.06901	ADMINISTRATION	19,000.
181.086660.541162.06901	HISTORICAL RESTORATION - CORWIN/BENJ.	50,000.
181.086760.543401.06901	PUBLIC SERVICE -DOMINICAN SISTERS/ FAMILY SERVICES LEAGUE	4,000.
181.086620.542500.06901	CALVERTON PARK	1,500.
181.086620.523013.06901	POLISH TOWN LIGHTING	15,000.
181.086620.540000.06901	B.I.D. (ADM. OPERATION @ RAILROAD STAT.)	15,000.
181.086620.523001.06901	DOWNTOWN SIDEWALKS	16,600.

THE VOTECardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

Adopted

6/5/01

TOWN OF RIVERHEAD

Resolution # 576

**AUTHORIZES THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH THE
COUNTY OF SUFFOLK IN CONNECTION WITH THE INSTALLATION OF
TRAFFIC CONTROL DEVICES
(CR 58, OLD COUNTRY ROAD AT RIVERHEAD CENTER ACCESS DRIVEWAY)**

COUNCILMAN DENSIESKI

_____ offered the following resolution, was seconded by

COUNCILMAN CARDINALE :

NOW THEREFORE BE IT HEREBY RESOLVED, that the Supervisor is hereby authorized to execute an agreement between the County of Suffolk and the Town of Riverhead, which agreement provides for the installation of traffic control devices at the location of CR 58, Old Country Road at Riverhead Center Access Driveway; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to the Office of the Supervisor; Kenneth Testa, P.E.; the Riverhead Police Department; the Riverhead Planning Department and the Office of the Town Attorney.

THE VOTE ABSTAIN

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lill	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

Adopted

June 5, 2001

TOWN OF RIVERHEAD

Resolution # 577

AMENDS RESOLUTION #550 OF 2001

COUNCILMAN LULL

offered the following resolution, was seconded by

COUNCILMAN KENT :

WHEREAS, Resolution #550 adopted on May 15, 2001, authorized the Supervisor to execute an Agreement with Grace Episcopal Church whereby the Town contracts with R & D Carpet & Tile Corp. to make necessary repairs to Grace Episcopal Church for damage and wear and tear done to the Church when the Town utilized the Church for Senior Day Care Services rent free; and

WHEREAS, said resolution authorized the Town to pay R & D Carpet & Tile Corp. directly the sum of \$2372.25 at the completion of said repairs; and

WHEREAS, Grace Episcopal Church has contacted the Town and now wishes to receive the \$2372.25 payment directly and not have said repairs completed by R & D Carpet & Tile Corp. : and

WHEREAS, Grace Episcopal Church will execute an Agreement/Release running in favor of the Town in return for the \$2372.25 payment.

NOW THEREFORE BE IT HEREBY RESOLVED, that the Supervisor is hereby authorized to execute an amended Agreement/Release with Grace Episcopal Church whereby the Town pays Grace Episcopal Church directly the sum of 2372.25 for damage and wear and tear done to the Church when the Town utilized the Church for Senior Day Care Services in return the Town will receive a fully executed Agreement/Release from Grace Episcopal Church; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Grace Episcopal Church, 573 Roanoke Avenue, Riverhead, New York 11901; the Town Engineer; the Office of the Supervisor and the Office of the Town Attorney.

THE VOTE

Densleski ☒ Yes ☐ No Cardinalo ☒ Yes ☐ No
 Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
 Kozakiewicz ☒ Yes ☐ No

THE RESOLUTION WAS ☒ WAS NOT ☐
 THEREUPON DULY ADOPTED

Adopted

6/5/01

TOWN OF RIVERHEAD

Resolution # 578**AUTHORIZES THE SUPERVISOR TO EXECUTE A MODIFICATION OF AN AGREEMENT
WITH THE SUFFOLK NETWORK ON ADOLESCENT PREGNACY, INC.****COUNCILMAN DENSIESKI**

offered the following resolution, was seconded by

COUNCILMAN CARDINALE :

NOW THEREFORE BE IT HEREBY RESOLVED, that the Supervisor is hereby authorized to execute a modification of an existing agreement between and the Town of Riverhead and the Suffolk Network on Adolescent Pregnancy, Inc., said modification adjusting the compensation to be paid to SNAP from \$10,200. to \$8,020.34.; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Suffolk Network on Adolescent Pregnancy, Inc., 600 Osborne Ave. Riverhead, New York, 11901: Jean Lum, Grants Coordinator, and the Office of the Town Attorney.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lui	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

June 5, 2001

Adopted**TOWN OF RIVERHEAD****Resolution # 579****WEBSITE RECONSTRUCTION & MAINTENANCE CONSULTANT FEE**

 Councilman Densieski offered the following
 resolution, which was seconded by **Councilman Kent**

WHEREAS, the Town of Riverhead has engaged Suffolk OnLine Advertising (Web Site Developers--Barry Karlin) to re-construct the Town's Website and to administration maintenance and revisions as needed, with periodic re-registration to search engines; and

WHEREAS, the Website for the Town of Riverhead consists of almost 400 pages, in addition to various outside Weblinks; and

WHEREAS, this agreement covers the period of March 20, 2001 to March 19, 2002, at a cost of \$4,000 to redesign the Website and \$3,500 for search engine registration maintenance, website management, technical support, Domain name annual registration (www.RiverheadLI.com), and annual hosting fee (including 25 e-mail addresses) at a total cost of \$7,500.

NOW, THEREFORE, BE IT RESOLVED, that Suffolk OnLine Advertising (Web Site Developers) be paid \$7,500 for professional services; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Suffolk OnLine Advertising (Web Site Developers--Barry Karlin) and the town Accounting Department.

THE VOTE **ABSTAIN**

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input type="checkbox"/> Yes	<input type="checkbox"/> No
ABSTAIN Kent	<input type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
	Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No		

THE RESOLUTION WAS ☒ WAS NOT ☐
 THEREUPON DULY ADOPTED

6/5/01

Adopted

TOWN OF RIVERHEAD

Resolution # 580**AMENDS RESOLUTION #984 OF 2000 (APPROVES APPLICATION OF
RIVERHEAD BUSINESS IMPROVEMENT BUSINESS DISTRICT MANAGEMENT
ASSOCIATION (BLUES FESTIVAL)**~~COUNCILMAN LULL~~

_____ offered the following resolution, was seconded by

~~COUNCILMAN DENSIESKI~~

WHEREAS, by Resolution #984, adopted on November 8, 2000, the Town Board approved the application of the Riverhead Business Improvement Business District Management Association (Blues Festival); and

WHEREAS, the Riverhead Business Improvement Business District Management Association has requested that this event be exempt from Chapter 46 of the Riverhead Town Code entitled, "Alcohol Consumption";

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Riverhead hereby authorizes this event to be exempt from Chapter 46 of the Riverhead Town Code; and be it further

RESOLVED, that all other terms and conditions of Resolution #984 shall remain in full force and effect; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Business Improvement Business District Management Association, Attn: Victoria Staciwo, 112 West Main Street, Riverhead, New York, 11901 and the Riverhead Police Department.

THE VOTE *ABSTAIN*

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ **WAS NOT** ☐

THEREUPON DULY ADOPTED

6/5/01

TOWN OF RIVERHEAD

AdoptedResolution # 581**APPROVES APPLICATION OF MARTHA CLARA VINEYARDS, LLC****COUNCILMAN LULL**

offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

WHEREAS, Martha Clara Vineyards, LLC has submitted an application for the purpose of conducting a food and wine sampling with live entertainment (music for dancing) to be held at 6155 Sound Avenue, Riverhead, New York, between the hours of 5:00 p.m. and 11:00 p.m. on Saturday, August 4, 2001; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents regarding said application.

NOW THEREFORE BE IT RESOLVED, that the application of Martha Clara Vineyards, LLC for the purpose of conducting a food and wine sampling with live entertainment (music for dancing) to be held at 6155 Sound Avenue, Riverhead, New York, between the hours of 5:00 p.m. and 11:00 p.m. on Saturday, August 4, 2001, is hereby approved; and be it further

RESOLVED, that a fire safety inspection by the Town Fire Marshall is required prior to the opening of this event to the public. Martha Clara Vineyards, LLC shall contact the Riverhead Fire Marshal at (631) 727-3200 extension 209, for the purpose of arranging the "pre-opening" inspection appointment at least three days in advance; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the Martha Clara Vineyards, LLC , Attn: Robert Entenmann, 6155 Sound Avenue, Riverhead, New York, 11901; Ken Testa, P.E. and the Riverhead Police Department.

THE VOTEDensieski ☒ Yes ☐ No Cardinalo ☒ Yes ☐ NoKent ☒ Yes ☐ No Lull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No**THE RESOLUTION WAS ☒ WAS NOT ☐****THEREUPON DULY ADOPTED**

6/5/01

TOWN OF RIVERHEAD

Adopted

Resolution # 582APPROVES APPLICATION OF AMERICAN DIABETES ASSOCIATION
(TOUR DE CURE)**COUNCILMAN CARDINALE**

offered the following resolution, was seconded by

COUNCILMAN LULL

WHEREAS, the American Diabetes Association has submitted an application for the purpose of conducting their annual Tour de Cure cycling fund-raiser to be held in the Grangebel Park, Riverhead, New York, between the hours of 6:00 a.m. and 3:00 p.m. on Sunday, June 10, 2001; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents regarding said application.

NOW THEREFORE BE IT RESOLVED, that the application of the American Diabetes Association for the purpose of conducting their annual Tour de Cure cycling fund-raiser to be held in the Grangebel Park, Riverhead, New York, between the hours of 6:00 a.m. and 3:00 p.m. on Sunday, June 10, 2001, is hereby approved; and be it further

RESOLVED, that a fire safety inspection by the Town Fire Marshall is required prior to the opening of this event to the public. The American Diabetes Association shall contact the Riverhead Fire Marshal at (631) 727-3200 extension 209, for the purpose of arranging the "pre-opening" inspection appointment at least three days in advance; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the American Diabetes Association, Attn: Brigid-Ann DiBella, 150 Motor Parkway, Suite LL 40, Hauppauge, New York, 11788, Ken Testa, P.E. and the Riverhead Police Department.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

6/5/01

Tabled

TOWN OF RIVERHEAD

Resolution # 583**APPROVES APPLICATION OF SUFFOLK COUNTY FAIR, INC.**~~COUNCILMAN LULL~~

_____ offered the following resolution, was seconded by

~~COUNCILMAN DENSIESKI~~ :

WHEREAS, Suffolk County Fair, Inc. has submitted an application for the purpose of conducting a county fair to be held on the Calverton Enterprise Park picnic grounds at Rte. 25, Calverton, New York, between the hours of 3:00 p.m. and 12:00 midnight, Monday through Friday, and between the hours of 12:00 noon and 12:00 midnight, Saturday and Sunday, on June 28, 2001 through July 8, 2001; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents regarding said application.

NOW THEREFORE BE IT RESOLVED, that the application of Suffolk County Fair, Inc., for the purpose of conducting a county fair to be held at the Calverton Enterprise Park picnic area on the aforementioned dates and times, is hereby approved; and be it further

RESOLVED, that a fire safety inspection by the Town Fire Marshall is required prior to the opening of this event to the public. Suffolk County Fair, Inc. shall contact the Riverhead Fire Marshal at (631) 727-3200 extension 209, for the purpose of arranging the "pre-opening" inspection appointment at least three days in advance; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Suffolk County Fair, Inc., 2 Olympia Lane, Stony Brook, New York, 11790; Ken Testa, P.E. and the Riverhead Police Department.

COUNCILMAN KENT OFFERED TO TABLE THE RESOLUTION, WHICH WAS SECONDED BY COUNCILMAN CARDINALE.

ALL MEMBERS IN FAVOR OF TABLING THE RESOLUTION.

THE VOTEDensieski ☒ Yes ___ No ___ Cardinale ☒ Yes ___ No ___Kent ☒ Yes ___ No ___ Lull ☒ Yes ___ No ___Kozakiewicz ☒ Yes ___ No ___THE RESOLUTION WAS ☒ WAS NOT ___THEREUPON DULY ~~ADOPTED~~**Tabled**

Adopted

6/5/01

TOWN OF RIVERHEAD

Resolution # 584APPROVES APPLICATION OF JAMESPORT FIRE DEPARTMENTCOUNCILMAN DENSIESKI

offered the following resolution, was seconded by

COUNCILMAN KENT :

WHEREAS, the Jamesport Fire Department has submitted an application for the purpose of conducting a bazaar/carnival to be held at the George Young Community Center, Main Road, Jamesport, New York, on July 10, 2001 through July 14, 2001 between the hours of 6:00 p.m. and 11:00 p.m. Tuesday through Friday and between the hours of 4:00 p.m. and 12:00 midnight on Saturday; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents regarding said application.

NOW THEREFORE BE IT RESOLVED, that the application of the Jamesport Fire Department for the purpose of conducting a bazaar/carnival to be held at the George Young Community Center, Main Road, Jamesport, New York, on July 10, 2001 through July 14, 2001 between the hours of 6:00 p.m. and 11:00 p.m. Tuesday through Friday and between the hours of 4:00 p.m. and 12:00 midnight on Saturday, is hereby approved; and be it further

RESOLVED, that a pre-opening inspection is to be conducted by the Riverhead Fire Marshall by calling 727-3200 ext. 209; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby waives the application fee for this event due to their not-for-profit status; and be it further

RESOLVED, that the Town Board exempts this event from Chapter 46 (Alcoholic Beverages) of the Riverhead Town Code; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Jamesport Fire Department, Attn: Robert Diem, Manor Lane, Jamesport, New York, 11974 and the Riverhead Police Department.

D:\Laura\chap90\jamesportfire.doc

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinals	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Luili	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

Adopted

6/5/01

TOWN OF RIVERHEAD

Resolution # 585APPROVES APPLICATION OF APPLE CHEVROLETCOUNCILMAN KENT

offered the following resolution, was seconded by

COUNCILMAN CARDINALE :

WHEREAS, Apple Chevrolet has submitted an application for the purpose of erecting a tent for the display and sale automobiles at the location of 96 Main Road (Rte. 58), Riverhead, New York, to be held from June 7, 2001 through June 21, 2001 between the hours of 9:00 a.m. and 7:00 p.m., Monday through Saturday; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents including the certificate of insurance regarding said application.

NOW THEREFORE BE IT RESOLVED, that the application of Apple Chevrolet for the purpose of erecting a tent for the display and sale of automobiles at the location of 96 Main Road (Rte. 58), Riverhead, New York, to be held from June 7, 2001 through June 21, 2001 between the hours of 9:00 a.m. and 7:00 p.m., Monday through Saturday, is hereby approved; and be it further

RESOLVED, that a fire safety inspection by the Town Fire Marshall is required prior to the opening of this event to the public. Apple Chevrolet shall contact the Riverhead Fire Marshal at (631) 727-3200 extension 209, for the purpose of arranging the "pre-opening" inspection appointment at least three days in advance; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Apple Chevrolet, Rte. 58, Riverhead, New York, 11901 and the Riverhead Police Department.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

06/05/01

Adopted

TOWN OF RIVERHEAD

Resolution # 586AMENDS RESOLUTION #493COUNCILMAN DENSIESKI

offered the following

resolution, which was seconded by COUNCILMAN KENT

WHEREAS, Resolution #493 was adopted May 1, 2001, appointing Joanne Rausch to the position of Summer Intern in the Accounting Department effective May 21, 2001, and

WHEREAS, Ms. Rausch will not be able to commit to the hours necessary, and

WHEREAS, Ms. Jennifer Browne has submitted an application for the position of summer intern.

THEREFORE, BE IT RESOLVED, that resolution #493 be amended to reflect an appointment of Jennifer Browne effective June 11, 2001.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Ms. Jennifer Browne and the Office of Accounting.

THE VOTE

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

Adopted

6/05/01

TOWN OF RIVERHEAD

RESOLUTION # 587APPOINTS MEMBER TO HANDICAPPED ADVISORY BOARDCOUNCILMAN DENSIESKI

Offered the following resolution, was

Seconded by COUNCILMAN LULL

WHEREAS, the Town Board is aware of the need of future development of areas concerning handicapped individuals: and

WHEREAS, it is the desire of this Town Board to put in place a group of individuals who can assist this government in identifying the needs in the community of the handicapped and who can assist in the future development of areas concerning handicapped individuals.

Now Therefore Be it Resolved, that the Town Board be and hereby appoints the following individual to serve at the pleasure of the Town Board as a member of the Handicapped Advisory Board:

George Richmond

and be it further:

Resolved, that the Town Clerk be and is hereby to forward a certified copy of this resolution to George Richmond P.O. Box 1589 Jamesport, ,

town board handicapped/ trina

THE VOTE

Densieski ☒ Yes ☐ No Cardinals ☒ Yes ☐ No

Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

6/5/01

Adopted**TOWN OF RIVERHEAD**Resolution # 588**APPOINTS A PARK ATTENDANT II
TO THE RIVERHEAD RECREATION DEPARTMENT****COUNCILMAN DENSIESKI**

offered the following resolution,

which was seconded by

COUNCILMAN LULL

RESOLVED, that William Sumperl is hereby appointed to serve as a Park Attendant II, effective, June 6, 2001 to and including, November 1, 2001 to be paid at the rate of \$7.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinalo	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

6/5/01

TOWN OF RIVERHEAD

Resolution # 589**Adopted****APPOINTS A FILL-IN LIFEGUARD
TO THE RIVERHEAD RECREATION DEPARTMENT**COUNCILMAN LULL

offered the following resolution,

which was seconded by COUNCILMAN KENT

RESOLVED, that Meaghan Murphy is hereby appointed to serve as a Fill-In Lifeguard, effective, June 6, 2001 to and including, September 4, 2001 to be paid at the rate of \$8.25 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Densleski ☒ Yes ☐ No Cardinalo ☒ Yes ☐ No
 Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
 Kozakiewicz ☒ Yes ☐ No

THE RESOLUTION WAS ☒ WAS NOT ☐
 THEREUPON DULY ADOPTED

6/5/01

TOWN OF RIVERHEAD

Resolution # 590**Adopted****APPOINTS A FILL-IN SECURITY GUARD
TO THE RIVERHEAD RECREATION DEPARTMENT****COUNCILMAN KENT**

offered the following resolution,

which was seconded by **COUNCILMAN CARDINALE**

RESOLVED, that Gilbert Henderson is hereby appointed to serve as a Fill-In Security Guard, effective, June 6, 2001 to and including, December 31, 2001 to be paid at the rate of \$10.855 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Densieski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No
 Kent ☒ Yes ☐ No Lili ☒ Yes ☐ No
 Kozakiewicz ☒ Yes ☐ No
 THE RESOLUTION WAS ☒ WAS NOT ☐
 THEREUPON DULY ADOPTED

6/5/01

TOWN OF RIVERHEAD

Adopted

Resolution # 591**APPOINTS A FILL-IN LIFEGUARD
TO THE RIVERHEAD RECREATION DEPARTMENT**

(Councilman Densieski offered the following resolution,
which was seconded by Councilman Lull

RESOLVED, that Gina Mucci is hereby appointed to serve as a Fill-In Lifeguard, effective, June 6, 2001 to and including, September 4, 2001 to be paid at the rate of \$7.75 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.
2. Subject to Suffolk County Lifeguard Certification.
3. Current CPR Certification.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Densieski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No
 Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
 Kozakiewicz ☒ Yes ☐ No

THE RESOLUTION WAS ☒ WAS NOT ☐
 THEREUPON DULY ADOPTED

6/5/01

TOWN OF RIVERHEAD

Adopted

Resolution # 592**APPOINTS A SUMMER RECREATION AIDE
TO THE RIVERHEAD RECREATION DEPARTMENT**COUNCILMAN DENSIESKI

offered the following resolution,

which was seconded by ~~COUNCILMAN~~ LULL

RESOLVED, that Sarah Manarel is hereby appointed to serve as a Summer Recreation Aide, effective, June 5, 2001 to and including, August 24, 2001 to be paid at the rate of \$7.00 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date:

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Densleski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinalo	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

6/5/01

TOWN OF RIVERHEAD

Adopted

Resolution # 593**APPOINTS A SUMMER RECREATION AIDE
TO THE RIVERHEAD RECREATION DEPARTMENT**

Councilman Densieski offered the following resolution,
which was seconded by Councilman Lull

RESOLVED, that Amanda Bucholz is hereby appointed to serve as a Summer Recreation Aide, effective, June 6, 2001 to and including, August 24, 2001 to be paid at the rate of \$7.00 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

- 1 All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinalo	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

6/5/01

TOWN OF RIVERHEAD

Resolution # 594**Adopted****APPOINTS A SUMMER RECREATION AIDE
TO THE RIVERHEAD RECREATION DEPARTMENT**

Councilman Densieski offered the following resolution,
which was seconded by Councilman Lull

RESOLVED, that Morgan Bartra is hereby appointed to serve as a Summer Recreation Aide, effective, June 6, 2001 to and including, August 24, 2001 to be paid at the rate of \$7.00 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Densieski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No
 Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
 Kozakiewicz ☒ Yes ☐ No
THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

6/5/01

TOWN OF RIVERHEAD

Adopted

Resolution # 595**APPOINTS A SUMMER RECREATION AIDE
TO THE RIVERHEAD RECREATION DEPARTMENT**

Councilman Densieski offered the following resolution,
which was seconded by Councilman Lull

RESOLVED, that Julia Collins is hereby appointed to serve as a Summer Recreation Aide, effective, June 6, 2001 to and including, August 24, 2001 to be paid at the rate of \$7.00 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

6/5/01

Adopted**TOWN OF RIVERHEAD**Resolution # 596**APPOINTS A PARK ATTENDANT II**
TO THE RIVERHEAD RECREATION DEPARTMENT~~COUNCILMAN~~ DENSIESKI

offered the following resolution,

which was seconded by

~~COUNCILMAN~~ LULL

RESOLVED, that Kevin Biglin is hereby appointed to serve as a Park Attendant II, effective, June 5, 2001 to and including, November 30, 2001 to be paid at the rate of \$6.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTEDensieski ☒ Yes ☐ No Cardinals ☒ Yes ☐ NoKent ☒ Yes ☐ No Lull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ NoTHE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

6/5/01

TOWN OF RIVERHEAD

Adopted

Resolution # 597**APPOINTS A PARK ATTENDANT II
TO THE RIVERHEAD RECREATION DEPARTMENT**Councilman Densieski offered the following resolution,which was seconded by Councilman Lull

RESOLVED, that Ryan Foley is hereby appointed to serve as a Park Attendant II, effective, June 5, 2001 to and including, November 30, 2001 to be paid at the rate of \$6.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinals	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

6/5/01

TOWN OF RIVERHEAD

Adopted

Resolution # 598

APPOINTS A PARK ATTENDANT II
TO THE RIVERHEAD RECREATION DEPARTMENT

Councilman Densieski offered the following resolution,
 which was seconded by Councilman Lull

RESOLVED, that Jason Johnson is hereby appointed to serve as a Park Attendant II, effective, June 5, 2001 to and including, November 30, 2001 to be paid at the rate of \$6.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐
 THEREUPON DULY ADOPTED

6/5/01

TOWN OF RIVERHEAD

Resolution # 599

Adopted

APPOINTS A SCOREKEEPER
TO THE RIVERHEAD RECREATION DEPARTMENT

Councilman Densieski _____ offered the following resolution,
 which was seconded by _____ Councilman Lull _____

RESOLVED, that Jason Johnson is hereby appointed to serve as a Scorekeeper, effective, June 5, 2001 to and including, November 30, 2001 to be paid at the rate of \$6.00 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Densieski ☒ Yes ___ No ___ Cardinale ☒ Yes ___ No ___
 Kent ☒ Yes ___ No ___ Lull ☒ Yes ___ No ___
 Kozakiewicz ☒ Yes ___ No ___

THE RESOLUTION WAS ☒ WAS NOT ___
 THEREUPON DULY ADOPTED

June 5, 2001

TOWN OF RIVERHEAD

Resolution # 600

Adopted

PROMOTION TO H. E. O.

COUNCILMAN DENSIESKI

offered the following

resolution, which was seconded by COUNCILMAN KENT

WHEREAS, the Highway Department has recommended that the position of H. E. O. be created, and

WHEREAS, it is the recommendation of the Personnel Committee that Michael Zaleski currently an A. E. O. be promoted to this position.

NOW, THEREFORE, BE IT RESOLVED, that Michael Zaleski is hereby promoted to the position of H. E. O. effective 06/11/01, Group 7 Step 5 of the Operational & Technical Salary Schedule.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Michael Zaleski, the Highway Department and the Office of Accounting.

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

June 5, 2001

TOWN OF RIVERHEAD

Resolution # 601

Adopted

PROMOTION TO H. E. O.

COUNCILMAN CARDINALE

offered the following

resolution, which was seconded by **COUNCILMAN KENT**

WHEREAS, the Highway Department has recommended that the position of H. E. O. be created, and

WHEREAS, it is the recommendation of the Personnel Committee that James Warner currently an A. E. O. be promoted to this position.

NOW, THEREFORE, BE IT RESOLVED, that James Warner is hereby promoted to the position of H. E. O. effective 06/11/01, Group 7 Step 8 of the Operational & Technical Salary Schedule.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to James Warner, the Highway Department and the Office of Accounting.

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

June 5, 2001

TOWN OF RIVERHEAD

Resolution # 602

Adopted

PROMOTION TO H. E. O.

~~COUNCILMAN~~ LULL

offered the following

resolution, which was seconded by COUNCILMAN DENSIESKI

WHEREAS, the Highway Department has recommended that the position of H. E. O. be created, and

WHEREAS, it is the recommendation of the Personnel Committee that Joseph Quinn currently an A. E. O. be promoted to this position.

NOW, THEREFORE, BE IT RESOLVED, that Joseph Quinn is hereby promoted to the position of H. E. O. effective 06/11/01, Group 7 Step 8 of the Operational & Technical Salary Schedule.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Joseph Quinn, the Highway Department and the Office of Accounting.

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

June 5, 2001

TOWN OF RIVERHEAD

Resolution # 603**Adopted**PROMOTION TO H. E. O.COUNCILMAN CARDINALE

offered the following

resolution, which was seconded by COUNCILMAN LULL

WHEREAS, the Highway Department has recommended that the position of H. E. O. be created, and

WHEREAS, it is the recommendation of the Personnel Committee that Jeffrey Davis currently an A. E. O. be promoted to this position.

NOW, THEREFORE, BE IT RESOLVED, that Jeffrey Davis is hereby promoted to the position of H. E. O. effective 06/11/01, Group 7 Step 9 of the Operational & Technical Salary Schedule.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Jeffrey Davis, the Highway Department and the Office of Accounting.

THE VOTE

Cardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

6/5/01

Adepted

TOWN OF RIVERHEAD

Resolution # 604

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER THE PURCHASE OF DEVELOPMENT RIGHTS OF A PARCEL(S)
LOCATED IN THE TOWN OF RIVERHEAD
(RAYMOND & CECILIA ZALESKI)**

~~COUNCILMAN DENSIESKI~~

offered the following resolution, was seconded by

~~COUNCILMAN LULL~~

:

WHEREAS, pursuant to the provisions of §247 of the New York State General Municipal Law, fee simple owners of agricultural lands may elect to sell and the Town of Riverhead may elect to purchase development rights associated with said lands; and be it further

WHEREAS, Raymond and Cecilia Zaleski have expressed a desire to sell the development rights of 57 acres of agricultural lands located on Main Road, Jamesport, Riverhead, New York, further described as Suffolk County Tax Map #0600-48-1-1.1 to the Town of Riverhead.

NOW THEREFORE BE IT RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider the purchase of development rights of agricultural lands owned by Raymond & Celilia Zaleski, once in the June 14, 2001 issue of the News Review, hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed purchase of development rights to be posted on the sign board of the Town in the Office of the Town Clerk; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Raymond & Celilia Zaleski, 1748 Main Road, Jamesport, New York, 11947; the Farmland Preservation Committee; Peconic Land Trust, Attn: Julie T. Wesnofske, 296 Hampton Road, P.O. Box 2088, Southampton, New York, 11969; the Planning Department; the Assessor's Office; the Tax Receiver's Office; the Accounting Office and the Town Attorney's Office.

THE VOTE

Densieski ☒ Yes ☐ No Cardinalo ☒ Yes ☐ No
 Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
 Kozakiewicz ☒ Yes ☐ No

THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 3rd day of July, 2001 at 2:15 o'clock p.m., at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider the purchase of development rights of 57 acres of agricultural lands owned by Raymond & Cecilia Zaleski located on Main Road, Jamesport, New York, further described as Suffolk County Tax Map #0600-48-1-1.1, pursuant to §247 of the New York State General Municipal Law and Chapter 44 of the Riverhead Town Code.

Dated: Riverhead, New York
June 5, 2001

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

6/5/2001

Town of Riverhead
 Dated June 5th, 2001
 Resolution #605

Adopted

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING – MID ROAD PROPERTIES

COUNCILMAN CARDINALE

offered

resolution, which was seconded by **COUNCILMAN KENT**

WHEREAS, the Riverhead Town Board is in receipt of a change of zone and special permit petition from Mid Road Properties to allow the construction of a 126 unit retirement condominium community upon real property located at Middle Road, Riverhead; such real property more particularly described at Suffolk County Tax Map No. 0600-81-1-1.1; and

WHEREAS, the Town Board has referred the petition to the Riverhead Planning Board for its report and recommendation; such Planning Board recommending the conditional approval of the petitions; and

WHEREAS, the Town Board desires to hold a public hearing upon the special permit petition at this time.

NOW, THEREFORE BE IT

RESOLVED, that the Town Clerk be authorized to publish and post the following Notice of Public Hearing.

THE VOTE

Densleski ☒ Yes ☐ No Cardinalo ☒ Yes ☐ No
 Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
 Kozakiewicz ☒ Yes ☐ No

THE RESOLUTION WAS ☒ WAS NOT ☐
 THEREUPON DULY ADOPTED

TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, that a public hearing will be held on the 3rd day of July, 2001 at 2:05 o'clock p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to consider the special permit petition of Mid Road Properties to allow the construction of 126 retirement condominium units upon real property located at Middle Road, Riverhead; such real property more particularly described as Suffolk County Tax Map No. 0600-81-1-1.1.

DATED: June 5th, 2001
Riverhead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

Adopted

6/5/2001

TOWN OF RIVERHEAD

Dated June 5th, 2001Resolution # 606

REFERRED SITE PLAN OF RIVEHEAD FIRE DISTRICT TO THE PLANNING BOARD AND AUTHORIZES NOTICE OF PUBLIC HEARING

COUNCILMAN KENT

offered the following resolution

which was seconded by COUNCILMAN DENSIESKI.

WHEREAS, the Riverhead Town Board is in receipt of a phased site plan submitted by the Riverhead Fire District and prepared by Cashin Associates, dated November, 2000 to allow the construction of a training facility and associated improvements upon real property located at Northville Turnpike, Riverhead; such real property more particularly described as Suffolk County Tax Map No. 0600-44-2-10.3; and

WHEREAS, the Town Board desires to refer the matter to the Planning Board for a report and recommendation and upon such report the Town Board desires to hold an informational hearing upon the matter.

NOW, THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board hereby refers the site plan of the Riverhead Fire District to the Riverhead Planning Board for a report to be transmitted to this Town Board no later than June 28, 2001; and

BE IT FURTHER

RESOLVED, that the Town Clerk be authorized to publish and post the following Notice of Hearing.

THE VOTE

Densieski ☒ Yes ☐ No Cardinalo ☒ Yes ☐ NoKent ☒ Yes ☐ No Lelli ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ NoTHE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

TOWN OF RIVERHEAD
NOTICE OF INFORMATIONAL HEARING

PLEASE TAKE NOTICE, that a informational hearing will be held July 3rd, 2001 at 2:10 p.m. to consider the phased site plan of the Riverhead Fire District to allow the construction of a Fire Training Facility upon real property located at Northville Turnpike, Riverhead; such real property more particularly described as Suffolk County Tax Map No. 0600-44-2-10.3.

DATED: June 5th, 2001
Riverhead, New York

BY ORDER OF THE TOWN CLERK
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

June 5, 2001

TOWN OF RIVERHEAD

Adopted

Resolution # 607

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE FOR A
LOCAL LAW TO REPEAL AND REPLACE CHAPTER 101-10.1 ENTITLED
"PARKING, STANDING AND STOPPING PROHIBITED" OF THE RIVERHEAD
TOWN CODE**

~~COUNCILMAN~~ LULL

offered the following resolution, was seconded by

~~COUNCILMAN~~ CARDINALE :

RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public notice to consider a local law repealing and replacing Chapter 101-10.1 entitled "Parking, Standing and Stopping Prohibited" of the Riverhead Town Code once in the June 14, 2001 issue of the **News Review**, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town: and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Riverhead Planning Department; the Riverhead Planning Board; the Zoning Board of Appeals; the Riverhead Building Department; the Riverhead Police Department; Kenneth Testa, P.E.; the Code Revision Committee and the Office of the Town Attorney.

THE VOTE

Densieski ☒ Yes ☐ No Cardinalo ☒ Yes ☐ No
 Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
 Kozakiewicz ☒ Yes ☐ No

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 19th day of June, 2001 at 2:20 o'clock p.m. to consider a local law to repeal and replace Chapter 101-10.1 entitled "Parking, Standing and Stopping Prohibited" of the Riverhead Town Code.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

Dated: Riverhead, New York
June 5, 2001

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

§ 101-10.1. Parking, standing and stopping prohibited.

The parking, standing or stopping of vehicles is hereby prohibited in areas designated below which are posted "No Parking Fire Lane," "No Parking Fire Zone" and "No Parking Standing or Stopping." Emergency and police vehicles shall be exempt from § 101-10.1. Parking, standing and stopping prohibited of the Code of the Town of Riverhead.

June 5, 2001

Adopted

TOWN OF RIVERHEAD

Resolution # 608**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE FOR A
LOCAL LAW TO REPEAL AND REPLACE CHAPTER 64 ENTITLED "FIRE
PREVENTION" OF THE RIVERHEAD TOWN CODE****COUNCILMAN CARDINALE** offered the following resolution, was seconded by**COUNCILMAN KENT** :

RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public notice to consider a local law repealing and replacing Chapter 64 entitled "Fire Prevention" of the Riverhead Town Code once in the June 14, 2001 issue of the **News Review**, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Riverhead Planning Department; the Riverhead Planning Board; the Zoning Board of Appeals; the Riverhead Building Department; the Riverhead Police Department; Kenneth Testa, P.E.; the Code Revision Committee and the Office of the Town Attorney.

THE VOTE

Densleski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No
 Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
 Kozakiewicz ☒ Yes ☐ No
 THE RESOLUTION WAS ☒ WAS NOT ☐
 THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 19th day of June, 2001 at 2:25 o'clock p.m. to consider a local law to repeal and replace Chapter 64 entitled "Fire Prevention" of the Riverhead Town Code.

A copy of the entire text of the proposed local law may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

Dated: Riverhead, New York
June 5, 2001

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

Update June 6, 2001

List of Articles

Article I General Provisions

Article II Definitions

Article III Administration

Article IV	Mitigation of Hazardous Condition or Occurrence
Article V	Dangerous or Hazardous Conditions and Unsafe Practices
Article VI	Smoking Regulations
Article VII	Fire Department Access and Operations
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Article IX	Hazardous Chemicals and Materials
Article X	Automobile Wrecking Yards, Junkyards and Waste Material Handling Plants
Article XI	Dry-Cleaning Plants
Article XII	Explosives
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Article XIV	Flammable and Combustible Liquids
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Article XVI	Storage and Handling of Combustible Materials
Article XVII	Lumberyards and Woodworking Plants
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Article XX	Liquefied Petroleum Gases

Article XXI Places of Assembly

Article XXII Posting of Street Address

Article XXIII Rapid Access Key Boxes

Article XXIV Penalties for offenses

Chapter 64, FIRE PREVENTION

[HISTORY: Adopted by the Town Board of the Town of Riverhead 7-15-1958 by Ord. No. 2; amended in its entirety 11-3-1999 by L.L. No. 17-1999. Subsequent amendments noted where applicable.] *Repealed in its entirety and adopted in its current form **July 2001**, to incorporate and confirm to the provisions of the New York State Uniform Fire Prevention and Building Code*

GENERAL REFERENCES

Alarm systems -- See Ch. 45.

Building construction -- See Ch. 52.

Unsafe buildings and collapsed structures -- See Ch. 54.

Electrical wiring and installations -- See Ch. 60.

Housing standards -- See Ch. 68.

Junk dealers -- See Ch. 71.

Laundries and dry-cleaning establishments -- See Ch. 74.

Liquefied petroleum gases -- See Ch. 75.

ARTICLE I, General Provisions

§64-1. General Provisions.

Rules and regulations promulgated pursuant to Article 18 of the Executive Law of the State of New York for Building Construction and Fire Prevention, are applicable only to buildings and construction in the Town of Riverhead as permitted pursuant to Article 18; said rules and regulations are hereinafter referred to as "the New York State code."

§64-2. Intent.

It is the intent of this chapter to prescribe regulations consistent with the rules promulgated pursuant to Article 18 of the Executive Law of the state of New York. This chapter of the Town of Riverhead code, hereinafter referred to as "the Town Fire Prevention Code," shall prescribe nationally recognized good practice for the safeguarding to a reasonable degree of life and property from the hazards of fire and explosion arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the use or occupancy of buildings or premises. Where specific methods or regulations for compliance are not specified, compliance with standards of the National Fire Protection Association or other approved, nationally recognized safety standards shall be deemed to be prima facie evidence of compliance with the intent of this chapter.

§ 64-3. Enforcement; appointment of Fire Marshals.

- A. This chapter shall be enforced by the Fire Marshal(s), Town Police Officers and other Certified New York State Code Enforcement Officials (CEO) employed by the Town of Riverhead and duly authorized by the Riverhead Town Board.
- B. The Town Board may appoint one or more Fire Marshals and Deputy Fire Marshals as permitted under the Town Law to fulfill the duties of Fire Inspector as defined in Town Law, Section §138.

§ 64-4. Authority to enter premises.

The Fire Marshal or CEO may enter any building or premises subject to this Chapter, for the purpose of making any inspection or investigation, as permitted pursuant to Article 18 of the Executive Law of the State of New York, which, under the provisions of this chapter, he or they may deem necessary to be made.

§ 64-5. Inspection of building premises.

It shall be the duty of the Fire Marshal or CEO to inspect all buildings and premises, subject to this Chapter, as often as may be necessary for the purpose of ascertaining and causing to be corrected any conditions liable to cause fire or any violations of the provisions or intent of this chapter and of any other ordinance affecting the fire hazard.

§ 64-6. Service of orders or notice of violation.

The service of orders to remedy violations or notice of violation shall be served in accordance with the Criminal Procedures Law (CPL) of the State of New York.

ARTICLE II, Definitions

§ 64-7. Definitions.

Unless otherwise expressly stated, the following terms shall, for the purpose of this chapter, have the meanings indicated in this section:

APPROVED -- Accepted by the Fire Marshal or CEO as a result of his investigation and experience or by reason of test, listing or approval by Underwriters' Laboratories, Inc., the National Bureau of Standards, the American Gas Association Laboratories, National Fire Protection Association Standard or other nationally recognized testing agencies.

AUTOMATIC FIRE ALARM SYSTEM – An approved installation of equipment which automatically actuates a fire alarm signal when the detecting element(s) are exposed to fire, smoke or abnormal rise in temperature.

CEO – Certified Code Enforcement Official. An employee of the Town who has been trained as an enforcement official and is authorized by the Town Board to enforce the New York State code and the Code of the Town of Riverhead in the municipality.

CHIEF OF THE FIRE DEPARTMENT (or the plural thereof) -- The Chief of the Fire Department in the fire district or fire protection district in which the premises affected are located.

CLOSED CONTAINER -- A container so sealed by means of a lid or other device that neither liquid nor vapor will escape from it at ordinary temperatures.

CORROSIVE LIQUIDS -- Includes those acids, alkaline caustic liquids and other corrosive liquids which, when in contact with living tissue, will cause severe damage of such tissue by chemical action or, in case of leakage, will materially damage or destroy

other containers or other hazardous commodities by chemical action and cause the release of their contents or are liable to cause fire when in contact with organic matter or with certain chemicals. Corrosive liquids are those that have a pH less than four or greater than ten.

DRY CLEANING -- The process of removing dirt, grease, paints and other stains from wearing apparel, textiles, fabrics, rugs, etc., by the use of nonaqueous liquid solvents, flammable or nonflammable, and includes the process of dyeing clothes or other fabrics or textiles in a solution of dye colors and nonaqueous liquid solvents.

FIRE DISTRICT -- Includes the term "fire protection district" unless otherwise stated.

FIRE INSPECTOR or INSPECTOR (or the plural of these) -- The Fire Inspector as defined under Town Law §138.

FIRE MARSHAL -- The Civil Service Title for the position responsible for the duties of Fire Inspector as defined under Town Law §138. The Fire Marshal shall also discharge such other lawful duties and responsibilities as authorized by the Town Board.

FLAMMABLE SOLID -- Includes a solid substance, other than one classified as an explosive, which is liable to cause fires through friction, through absorption of moisture, through spontaneous chemical change or as a result of retained heat from manufacturing or processing.

FLAMMABLE LIQUID -- Any liquid having a flash point below 200° F. and having a vapor pressure not exceeding 40 pounds per square inch (absolute) at 100° F.

FLASH POINT -- The minimum temperature in degrees Fahrenheit at which a flammable liquid will give off flammable vapor, as determined by appropriate test procedure and apparatus as specified in ARTICLE XII.

HIGHLY TOXIC MATERIAL -- A material so toxic to humans as to afford an unusual hazard to life and health during fire-fighting operations or during an unintended release of said material into the environment. Examples are parathion, TEPP (tetraethyl phosphate), BETP (hexaethyl tetraphosphate) and similar insecticides and pesticides.

I.C.C. CONTAINER -- Any container approved by the Interstate Commerce Commission for shipping any liquid, gaseous or solid material of a flammable, toxic or other hazardous nature.

LIQUEFIED PETROLEUM GAS -- Any material which is composed predominantly of any of the following hydrocarbons or mixtures of them: propane, propylene, butane (normal butane or isobutane) and butylenes.

MOBILE FUELING – the operation of re-fueling motor vehicles, water craft, boats or aircraft at any site by the use of a fuel transport vehicle that is equipped with a delivery system to pump gasoline, marine fuel, aviation fuel and/or diesel fuel.

MUNICIPALITY -- The Town of Riverhead, Suffolk County, New York.

NATIONAL FIRE PROTECTION ASSOCIATION – international association organized in 1896 to promote the science and improve the methods of fire protection and prevention, electrical safety and other related safety goals. Publisher of the 12 volumes of National Fire Codes; a compilation of Codes, Standards and Recommended Practices and Guides.

NFPA see National Fire Protection Association

OWNER -- Includes his duly authorized agent or attorney, a purchaser, devisee, fiduciary and a person having a vested or contingent interest in the property in question.

PERSON -- Includes corporation and partnership as well as an individual.

PLACE OF PUBLIC ASSEMBLY – An area of public assembly is a building or portion of a building used for gathering together 50 or more persons for amusement, athletic, civic, dining, educational, entertainment, patriotic, political, recreational, religious, social or similar purpose, the entire fire area of which is part, and the means of egress there from.

OXIDIZING MATERIAL -- Includes substances such as chlorates, permanganates, peroxides or nitrates that yield oxygen readily to stimulate combustion.

POISONOUS GAS -- Includes any noxious gas of such nature that a small amount of the gas, when mixed with air, is dangerous to life. Examples are chlorpicrin, cyanogen hydrogen cyanide, nitrogen peroxide and phosgene.

POTENTIALLY EXPLOSIVE CHEMICAL -- Includes any chemical substance, other than one classified as an explosive or blasting agent, which has a tendency to be unstable and which can be exploded by heat or shock or a combination thereof.

RADIOACTIVE MATERIAL -- Includes any material or combination of materials that spontaneously emits ionizing radiation.

SEALED SOURCE -- A quantity of radiation so enclosed as to prevent the escape of any radioactive material but at the same time permitting radiation to come out for use.

SMALL ARMS AMMUNITION -- Any shotgun, rifle, pistol or revolver cartridges.

SMOKING -- Includes the carrying of lighted pipe, cigar, cigarette or tobacco in any form.

UL – United Underwriters Laboratories. A nationally recognized testing lab for product safety and fire-resistance ratings.

ARTICLE III, Administration

§ 64-8. Fire prevention permit system.

- A. Permit required; appeal.
 - (1) A permit issued pursuant to this Chapter is required and shall constitute permission to maintain, store or handle materials or to conduct processes which produce conditions hazardous to life or property by fire or release of hazardous chemicals or materials, or to install equipment used in connection with such activities. A permit shall be required for the installation of all automatic fire alarm and fire suppression systems. Such permit does not take the place of any license required by law. It shall not be transferable, and any change in use, ownership or occupancy of premises shall require a new permit. A permit shall not remain in force for more than one year from date of issuance.
 - (2) Whenever the Fire Marshal or CEO shall disapprove an application or refuse to grant a permit applied for or revoke a permit, or when it is claimed that the provisions of this chapter do not apply or that the true intent and meaning of this chapter has been misconstrued or wrongly interpreted, the applicant may appeal, in writing, from the decision of the Fire Marshal or CEO to the Town Board within 10 days from the date of the decision appealed. The Town Board, after receipt of such notice of appeal, may, in its discretion, stay the effect of any order pending its decision. The decision of the Town Board shall be entered upon the records of the Building Department and a copy shall be furnished to the applicant.
- B. Before a permit required by this Chapter may be issued, the Fire Marshal or CEO shall make such inspections or tests as are necessary to assure that the provisions of this chapter are complied with.
- C. Any permit required under the provisions of this Chapter shall be issued by the Fire Marshal or CEO. This Chapter may not be construed to relieve a permit applicant from the obligation to obtain any other required permit or approval from any other municipal or government agency.
- D. **Permit Application Forms and Requirements**
 - 1. The Fire Marshal or CEO shall determine the application information that shall be submitted by the permit applicant to ensure compliance with this Chapter of the Town Fire Prevention Code. An appropriate application form may be established by the Fire Marshal or CEO pursuant to this Chapter.
 - 2. Installation contractors must have any necessary New York State license and/or County or local license to perform work pursuant to permits issued under the provisions of this Chapter.
 - 3. **Preinstallation fee.** If any fire protection system is modified or commencement of any installation activity is started without the benefit of applicable fire prevention permits, all fees associated with said modification or installation will

be equal to double the otherwise applicable fee for all fire prevention permits as provided by the Town Code.

§ 64-9. Fire prevention permit fees

A. Installation Fees

1. Application for the installation, modification or removal of any fire prevention system, including but not limited to fire alarm system, fire and smoke detecting system, fire sprinkler system, fixed-pipe dry or wet chemical extinguishing system or vent system for the removal of hazardous or grease-laden vapors, shall be made to the Fire Marshal on forms provided by the Town Fire Marshal. Such forms shall contain information as may be reasonably required by the Fire Marshal to establish compliance with the applicable codes, ordinances and regulations.
2. Fees required by this subsection shall include the review of requisite plans and not more than two compliance inspections. If additional inspections are necessary due to inaccurate submissions, improper installation or defective equipment, an additional fee, equal to the original application fee, shall be required, which shall permit not more than two additional inspections.
3. Installation permits shall be valid for twelve months following the date of issue

B. Annual Fire Prevention Permit and Fees

The Town Board has determined fire prevention fees shall be as follows:

A. Installation fees

Fees required by this subsection shall include the review of requisite plans and not more than two compliance inspections. If additional inspections are necessary due to inaccurate submissions, improper installation or defective equipment, an additional fee, equal to the original application fee, shall be required, which shall permit not more than two additional inspections.

- (1) Installation of fire detection/alarm systems and water-based fire protection systems: \$50 for the first 25 devices and \$1 per device in excess thereof. A device shall include, but not be limited to, a heat detector, a smoke detector, a pull station, a bell or other sounding device, a speaker, a fire alarm control panel, a remote annunciator, a floor command station, an alarm and check valve, a deluge valve, an exhaustor, an accelerator, a retard chamber or a Fire Department connection.
- (2) Installation of automatic fixed pipe extinguishing systems: \$50.
- (3) Installation of exhaust systems for the removal of smoke- and/or grease- laden or other vapors: \$50.
- (4) Installation Permits required by Article XX, Liquefied Petroleum Gases: \$75 for the first 10,000 gallons and \$0.005 per gallon in excess thereof.

B. Annual Permits required by Article XVI, Storage and Handling of Combustible Materials: \$30.

C. Annual Permits required by Article X, Automobile Wrecking Yards, Junkyards and Waste Material Handling Plants: \$50.

D. Annual Permits required by Article XI, Dry-Cleaning Plants: \$25.

E. Annual Permits required by Article XII, Explosives: \$150 for the first 1,000 gallons or pounds and \$0.01 per gallon or pound in excess thereof.

F. 1 Annual Permits required by Article XIV, Flammable and Combustible Liquids; storage: \$150 for the first 10,000 gallons and \$0.005 per gallon in excess thereof.

2. Annual Permits required by Article XIV, Flammable and Combustible Liquids; mobile fueling: \$200 for each location.

G.. Annual Permits required by Article XV, Automobile Repair Facilities: \$25.

H. Annual Permits required by Article IX, Hazardous Chemicals and Materials: \$200 for the first 1,000 gallons or pounds and \$0.005) per gallon or pound in excess thereof.

I. 1 Annual Permits required by Article XX, Liquefied Petroleum Gases: General Storage/Use: \$150 for the first 2,000 gallons water capacity and \$0.005 per gallon in excess thereof;

2 Annual Permits required by Article XX, Liquefied Petroleum Gases :Retail filling station: \$200.

J. Annual Permits required by Article XVII, Lumberyards and Woodworking Plants: \$75

K. Annual Permits required by Article XXI, Places of Assembly: \$50 for the first L. 300 occupants and \$0.50 per occupant in excess thereof.

M. Annual Permits required by Article XVIII, Welding and Cutting: \$15.

N. Permits required by Article XIII, Fireworks, fireworks display: \$200.

O Annual Permits required by Article XIII, Fireworks, manufacture, assembly, storage and handling of fireworks: \$250.

P. Annual Permits required by Article XIX, Hot Tar Roof Work and Torch Applied Roofing for Building Roof Repairs and Installation: \$25.

§ 64-10. Revocation of permit.

A. The Fire Marshal or CEO may revoke a permit or approval issued if any violation of this chapter is found upon inspection or in case there has been any false statement or misrepresentation as to a material fact in the application or plans on which the permit or approval was based.

B. The violation of any Federal, New York State or Suffolk County laws, Town of Riverhead or of any rules or regulations lawfully issued by any agency of the aforesaid governments shall be sufficient grounds for refusal to grant a permit under authority of this chapter, and such a violation shall be sufficient grounds for revocation of such a permit after it has been issued.

§ 64-11. Liability for damages.

The issuance of any permit, issuance of any certificate of completion or the performance of any inspection shall not subject the Town of Riverhead, any Fire District or Fire Department therein or any officers or employees thereof to any liability for any damage to persons or property.

§ 64-12. Inspection of premises and determination of equipment to be provided.

The Fire Marshal or CEO shall inspect all buildings as permitted pursuant to Article 18 of the Executive Law of the State of New York to determine the appropriate fire alarm devices or extinguishing appliances which shall be required in order to comply with the New York State code.

§ 64-13. Maintenance of equipment.

- A. Any equipment which shall have been installed in accordance herewith, shall be maintained in operative condition at all times and all fire alarm and fire sprinkler systems shall have an operational audible alarm outside of the building to call attention to the fact that the system is in operation. Any fire protection equipment, fire alarm system or fire sprinkler system that causes false fire alarm notifications shall be deemed an improperly maintained system and thereby a violation of this section of the Town of Riverhead Code, § 64-13.
- B. It shall be unlawful for any owner or occupant to reduce the effectiveness of any equipment installed pursuant hereto, except this shall not prohibit the owner or occupant from temporarily reducing or discontinuing the protection where necessary to make tests, repairs, alterations or additions. The Fire Marshal or CEO and Fire Chief shall be notified before such tests, repairs, alterations or additions are started.
- C. Sprinkler systems, standpipe systems, fire alarm systems and other fire protective or extinguishing systems or appliances shall be tested each year, and a written report of such test shall be filed with the Fire Marshal or CEO within 10 days of such test.
- D. All portable fire extinguishers shall be annually inspected and tested as required by NFPA 10. The inspection shall be performed by an appropriately licensed fire extinguisher service company who will display such license number on the inspection tag. The inspection tag shall also display the name of the inspecting company, address, phone number, month and year of inspection and the serial number of the fire extinguisher.
- E. All oil fired, propane or natural gas hot water heaters and heating equipment; shall be maintained in operative condition at all times. Said appliances shall be maintained in accordance with manufacturers instructions and inspected by a qualified service technician at the frequency required or recommended by the manufacturer. In the absence of such manufacturer's recommendation or requirement, an annual inspection by a qualified technician shall be performed. A written copy of such inspection report shall be kept on the premises and made available for inspection by the Fire Marshal or CEO upon request. Pressure Boilers regulated by the Department of Labor and which receive bi-annual pressure-vessel inspections are not subject to this sub-section.

ARTICLE IV, Mitigation of Hazardous Condition or Occurrence

§ 64-14. General provisions.

- A. It shall be the duty of the Town Fire Marshal and the Riverhead Town Police Department, upon request, to assist the local Fire Department, the local Fire District or any other duly authorized agency in the mitigation of any hazardous condition or occurrence which might present a clear and present danger to the health, safety and welfare of the general public when such event shall occur in the town.
- B. It shall be the duty of the Town Fire Marshal to assist any Fire Department, Fire District, municipality or any other duly authorized agency not within or part of the Town of Riverhead when assistance is requested by such Fire Department, Fire District,

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municipality or duly authorized agency in the mitigation or investigation of the origin, cause and circumstances of any fire or hazardous condition or occurrence which might present a clear and present danger to the health, safety and welfare of the general public, regardless of the place of occurrence, provided that the Town Supervisor or his designee shall first approve the renderings of such assistance.

C. The person or entity responsible for the spill, discharge or other release of any material that creates any hazardous condition or occurrence as described in §64-13A above shall be responsible to reimburse the town for all expenses incurred by the Town for the mitigation and investigation of the hazardous condition or occurrence. This section shall not apply to accidental spills or releases of home heating oil, residential swimming pool treatments or similar materials within or on the premises of owner-occupied single-family dwellings, unless such spill or release was due to a negligent or intentional act.

D. It shall be the duty of the Fire Department, Fire District, municipality or other duly authorized agency not within or part of the Town of Riverhead to provide all necessary assistance in identifying the person or entity responsible for any spill, discharge or other release as described in § 64-13C above and all reasonable assistance in obtaining reimbursement for the Town of Riverhead there from.

ARTICLE V, Dangerous or Hazardous Conditions and Unsafe Practices

§ 64-15. Orders to eliminate dangerous or hazardous conditions.

Whenever any Fire Marshal or CEO, as mentioned in § 64-3, shall find in any building or upon any premises dangerous or hazardous conditions or materials as follows, the Fire Marshal or CEO shall order such dangerous conditions or materials to be removed or remedied in such manner as may be specified by the Fire Marshal or CEO.

A. Any violation of the provisions of the New York State Fire Prevention Code, as promulgated pursuant to Article 18 of the Executive Law of the state of New York, shall be deemed a violation of this section of the Town of Riverhead Fire Prevention Code and subject to the penalties defined herein.

ARTICLE VI, Smoking Regulations

§ 64-16. Authority to order posting of no-smoking signs.

Where conditions are such as to make smoking a hazard in any areas of piers, wharves, warehouses, stores, industrial plants, institutions, places of assembly and in open spaces where combustible materials are stored or handled, the Fire Marshal is empowered and authorized to order the owner or occupant, in writing, to post "No Smoking" signs in each building, structure, room or place in which smoking shall be prohibited. The Fire Marshal shall designate specific safe conditions, if necessary, in any building, structure or place where smoking may be permitted.

§ 64-17. Sign regulations.

No smoking signs of approved-size lettering and in locations required in accordance with § 64-16 shall read "By Order of the Fire Marshal."

§ 64-18. Prohibited acts.

It shall be prohibited for any person to remove any legally required no-smoking sign or to smoke in any place where such signs are posted.

ARTICLE VII, Fire Department Access and Operations

§ 64-19 Obstruction of fire apparatus.

A vehicle must not be driven so as to impede or obstruct the progress of the apparatus of a Fire Department or of any official or employee of the town in the discharge of his duty at a fire. The operator of a vehicle not a part of the municipal fire apparatus shall not operate in, through or within the established fire lines. Upon the approach of fire apparatus, as evidenced by suitable and continuous warning, the operator of a vehicle which is not a part of the fire apparatus must immediately draw up such vehicle as near as practicable to the right-hand curb and parallel thereto and bring it to a standstill until the fire apparatus has passed.

§ 64-20 Parking near buildings on fire.

No vehicle of any kind, except fire apparatus or other emergency vehicle, shall at any time be parked or stopped within the fireline established by the fire department at any building which is on fire. Any vehicle which shall be parked in violation of this section may be removed to a safe location by the Police Department at the request of the Fire Chief and subject to the penalties set forth in this Chapter.

§ 64-21 Parking in Fire Lanes and Fire Zones

No vehicle of any kind, except fire apparatus or other emergency vehicle, shall at any time shall park, stand or stop in a fire lane or fire zone which is so marked and designated in accordance with the Vehicle and Traffic laws at any building at which the fire department is engaged in firefighting or other emergency operations. Any vehicle which shall be parked in violation of this section may be removed to a safe location by the Police Department at the request of the Fire Chief and subject to the penalties set forth in this Chapter.

§ 64-22 Driving over fire equipment.

No vehicle of any kind not a part of the municipal fire apparatus shall at any time be driven over fire hose or other fire equipment unless directed to do so by Police or Fire Personnel. Said action causing damage or disruption of fire apparatus shall be subject to the penalties set forth in this Chapter.

§ 64-23. False fire alarms.

No person or persons shall willfully or designedly make or raise a false cry of fire or cause a false alarm to be sounded.

§ 64-24. Interference with Fire Department, Fire Marshal or CEO.

- A. No person or persons shall at any time interfere with the work of a Fire Department at any fire or in the course of any work incidental thereto.
- B. No person or persons shall at any time interfere with any Fire Marshal or CEO in the performance of his duties or in carrying out an inspection or in the performance of any other duties as such representative.

ARTICLE VIII, Precautions Against Fire

§ 64-25. Outdoor fires.

A. Permit required

- 1. No person shall ignite or maintain any outdoor fire, except a fire used exclusively to cook food for human consumption, without first having obtained a Burn Permit from the Town Fire Marshal and any other required agency.
- 2. No person shall kindle or maintain an outdoor fire to be unsafe or hazard-producing as determined by the Fire Chief; Fire Marshal; State Forest Ranger; State, County or Town Police Officer, who may immediately suspend or revoke any burn permit previously issued.

B. Who may prohibit. The Chief of the Fire Department or the Fire Marshal may prohibit any or all bonfires and outdoor rubbish fires when atmospheric conditions, drought or unfavorable weather conditions or local circumstances make such fires hazardous.

§ 64-26. Kindling of fire on land of others restricted.

No person shall kindle a fire upon the land of another without written permission of the owner thereof or his agent.

§ 64-27. Hot ashes and other dangerous materials.

No person shall deposit hot ashes or cinders, smoldering coals or greasy or oily substances liable to spontaneous ignition into any combustible receptacle, nor place the same within 10 feet of any combustible materials except in metal or other noncombustible receptacles. Such receptacles, unless resting on a noncombustible floor or on the ground outside the building, shall be placed on noncombustible stands and in every case shall be kept at least two feet away from any combustible wall or partition or exterior window opening.

§ 64-28. Accumulation of waste materials.

Accumulations of wastepaper, hay, grass, straw, weeds, litter, wood pallets or combustible or flammable waste or rubbish of any kind shall not be permitted to remain, within 10 feet of any building, in any area designated as fire department emergency access, or in any court, yard, vacant lot, open space or upon any roof. All weeds, grass, vines or other growth, when same endangers property or is liable to be fired, shall be cut down and removed by the owner or occupant of the property.

ARTICLE IX, Hazardous Chemicals and Materials

§ 64-29. Scope.

This article shall apply to materials not otherwise covered in this chapter which are highly flammable or which may react to cause fires or explosions or which, by their presence, create or augment a fire or explosion hazard or which, because of their toxicity, flammability or liability to explosion, render fire fighting abnormally dangerous or difficult. This Article shall also apply to flammable liquids which are chemically unstable and which may spontaneously form explosive compounds or undergo spontaneous reactions of explosive violence or with sufficient evolution of heat to be a fire hazard. Hazardous chemicals shall include, but are not limited to, such materials as flammable solids, corrosive liquids, radioactive materials, oxidizing materials, potentially explosive chemicals, highly toxic materials and poisonous gases, as defined in §64-7. In addition, this article shall include all materials listed in both Parts 112 and 261 of Title 40 of the Code of Federal Regulations.

§ 64-30. Outside storage.

- A. Any chemical or material stored inside or outside of a building subject to the provisions of this Chapter, with a capacity of more than one gallon, shall be clearly labeled as to the contents, owner and responsible disposal company name and phone number.
- B. Any warning or placards required by federal, state, county or other law shall be clearly displayed in addition to that required in Section 64-30(A).

§ 64-31. Permit required.

- A. A permit shall be required for the storage or handling of: 1) more than 55 gallons of corrosive liquids; or b) more than 100 pounds of oxidizing materials; or c) more than 10 pounds of organic peroxides; or d) more than 500 pounds of nitromethane; or e) 1,000 pounds or more of ammonium nitrate, ammonium nitrate fertilizers and fertilizer mixtures covered in §64-39D or e) any amount of highly toxic material or poisonous gas.
- B. A permit shall be required for the storage or handling of more than one microcurie of radioactive material not contained in a sealed source; or more than one millicurie of other radioactive material in a sealed source or sources or any amount of radioactive material for which a specific license from the United States Atomic Energy Commission is required in accordance with nationally recognized good practice.
- C. Every permit holder shall display on the premises which stores, handles, manufactures or uses commodities within the scope of this article approved warning signs/symbols at all entrances to such premises, as directed by the Town Fire Marshal.

§ 64-32. General requirements.

- A. The manufacture, storage, handling and use of hazardous chemicals shall be safeguarded with such protective facilities in accordance with the provisions of this Chapter and any other applicable governmental laws, rules and/or regulations.
- B. The Town Fire Marshal may require the separation or isolation of any chemical that, in combination with other substances, may bring about a fire or explosion or

may liberate a flammable or poisonous gas. The Town Fire Marshal may require separation from other storage, occupancies or buildings when the quantity stored constitutes a material hazard.

- C. The manufacture, storage, handling and use of hazardous chemicals and materials shall be in accordance with the appropriate standards of the National Fire Protection Association (NFPA), except that more restrictive requirements, as specified in this article, shall take precedence over any NFPA requirements.
- D. The Town Fire Marshal may require the submission of additional documentation relating to the physical and chemical properties of any hazardous chemicals and materials.
- E. The management or owner of any building or facility wherein hazardous chemicals or materials are stored or handled shall submit an inventory of such chemicals or materials, at least annually or whenever the quantity or type of the same shall change substantially.
- F. Only chemicals or materials listed in the inventory required in Subsection E above shall be stored or handled unless the Town Fire Marshal or CEO has first given written permission for the storage or handling of additional chemicals or materials.

§ 64-33. Oxidizing material.

Packaged oxidizing materials shall be stored in dry locations and separated from stored organic materials. Bulk oxidizing materials shall not be stored on or against wooden surfaces.

§ 64-34. Radioactive materials.

- A. Durable, clearly visible signs warning of radiation dangers shall be placed at all entrances to areas or rooms where radioactive materials are used or stored. In addition, each container in which radioactive materials are used, stored or transported shall bear a durable, clearly visible, appropriate warning sign. Such signs shall bear the three-bladed radiation symbol in magenta or purple on a yellow background in accordance with the requirements of the Department of Energy.
- B. When not in use, radioactive materials shall be kept in adequately shielded fire-resistant containers of such design that the gamma radiation will not exceed 200 milliroentgens per hour or equivalent at any point of readily accessible surface.

§ 64-35. Potentially explosive materials.

- A. Explosives and blasting agents shall not be stored in the same building or in close proximity to potentially explosive chemicals.
- B. Organic peroxides.
 - (1) A detached, well-isolated, ventilated and unheated storage building constructed with walls having a fire-resistance rating of not less than two hours, a noncombustible floor and lightweight insulated roof shall be provided for the storage of 50 pounds or more of organic peroxides. If not adequately protected by a fast-acting deluge-type automatic sprinkler

system, the storage building shall be located the following minimum distances from flammable liquid storage, combustible materials in the open and from any other building or highway:

Weight of Organic Peroxide (pounds)	Distance (feet)
50 to 100	75
100 to 500	100
500 to 1,000	125
1,000 to 3,000	200
3,000 to 5,000	300

- (2) The organic peroxides shall be stored in the original shipping containers (Interstate Commerce Commission containers). Care shall be taken to avoid rough handling or contamination of these chemicals. Readily legible warning signs and placards shall be prominently placed in the storage and processing areas.

C. Nitromethane.

- (1) A suitable isolated outdoor storage area shall be provided for nitromethane. Hazardous processing shall not be permitted in the vicinity of this hazardous storage area. Nitromethane shall be stored in drums in which it is received or in an underground tank with suitable corrosion protection and a minimum of two feet of earth over the tank or in barricaded tanks above ground. If the drum storage is not adequately protected by a fast-acting deluge-type automatic sprinkler system, the storage of 2,000 pounds or more shall be located the following minimum distances from inhabited buildings:

Weight (pounds)	Number of Drums	Distance (feet)
Beginning at 2,000	4	100
Over 2,000 to 10,000	20	200
Over 10,000 to 20,000	40	300
Over 20,000 to 40,000	80	400
Over 40,000 to 80,000	160	500

- (2) Care shall be taken to avoid rough handling or contamination of this chemical. Readily legible warning signs and placards shall be prominently placed in the storage and processing areas.

D. Ammonium nitrate.

- (1) Each storage pile of bags or other authorized packages and containers of such materials shall not exceed 12 feet in height, 12 feet in width and 30 feet in length. Such pile units shall be separated by a clear space of not less than 36 inches in width from the base to the top of the piles, serving as cross aisles. At least one service or main aisle in the storage area shall be not less than four feet in width. A clearance of not less than 30 inches shall be maintained from building walls and partitions and of not less than 36 inches from ceilings or roof structural members, with a minimum of 18 inches below sprinklers.
- (2) Ammonium nitrate storage areas shall be separated by a space of 30 feet or by a tight noncombustible partition from storages of organic chemicals, corrosive liquids, compressed gases, flammable and combustible materials or other contaminating substances such as sulphur, coal, flour and metallic powders such as zinc, copper and magnesium where storage of such materials is permitted with ammonium nitrate.
- (3) Quantities of ammonium nitrate or ammonium nitrate fertilizer, having no organic coating, in the form of crystals, flakes, grains or prills, including fertilizer grade, dynamite grade, nitrous oxide grade and technical grade ammonium nitrate and ammonium nitrate phosphate (containing 60% or more ammonium nitrate by weight) of more than 50 tons' total weight shall be stored in a well-ventilated building of fire-resistive or noncombustible construction or in buildings of other types of construction equipped with an approved automatic sprinkler system. In populated areas, quantities of 2,500 tons or more shall be stored in well-ventilated buildings of fire-restrictive or noncombustible construction equipped with an approved automatic sprinkler system, and no combustible materials or ammonium nitrate sensitizing contaminants shall be stored in this building.
- (4) Storage of ammonium nitrate, coated or mixed with organic anticaking materials, except compounded blasting agents, shall not be permitted in populated and congested areas. Outside such areas, quantities of 500 tons or less may be stored in well-ventilated buildings of fire-resistive or noncombustible construction equipped with an approved automatic sprinkler system.

§ 64-36. Highly toxic materials.

- A. Highly toxic materials shall be segregated from other chemicals and combustible and flammable substances by storage in a room or compartment separated from other areas by walls and floor and ceiling assemblies having a fire-resistant rating of not less than two hours. The storage room shall be provided with adequate natural or mechanical ventilation to the outside atmosphere. The floor of said room shall be impermeable to the materials being stored within.

- B. Legible warning signs and placards stating the nature and location of the highly toxic material shall be posted at all entrances to areas where such materials are stored or used.

§ 64-37. Poisonous gases.

- A. Storage of poisonous gases shall be in rooms of at least one hour's fire-resistant construction and having natural or mechanical ventilation adequate to remove leaking gas. Such ventilation shall not discharge to a point where the gases may endanger any person.
- B. Legible warning signs and placards stating the nature and location of the highly toxic material shall be posted at all entrances to areas where such materials are stored or used.

§ 64-38. Corrosive liquids.

Provisions shall be made for containing and neutralizing any leakage of corrosive liquids which may occur during storage or handling.

ARTICLE X, Automobile Wrecking Yards, Junkyards and Waste Material Handling Plants

§ 64-39. Permit required.

No person shall engage in the business of automobile wrecking yards, junkyards or waste material handling plants without a permit issued pursuant to this Chapter.

§ 64-40. Conformance.

- A. Automobile wrecking yards, junkyards and waste material handling plants shall conform to all other applicable requirements of this chapter as well as to the provisions of this article.
- B. No automobile wrecking yard, junkyard or waste material handling plant shall be located so as to seriously expose adjoining or adjacent properties to fire hazards.

§ 64-41. Burning operations.

The burning of wrecked or discarded automobiles or any parts thereof or junk or any waste material is prohibited.

ARTICLE XI, Dry-Cleaning Plants

§ 64-42. Permit required.

- A. No person shall engage in the business of dry cleaning without a permit issued pursuant to this Chapter.
- B. No change shall be made of the solvent in the equipment to a solvent of a more hazardous class unless written permission for such change shall first have been obtained from the Fire Marshal or CEO.

ARTICLE XII, Explosives

§ 64-43. Scope.

This article applies to all explosives except small arms ammunition and fireworks.

§ 64-44. Permit required.

- A. The manufacture of explosives is prohibited within the municipality. A permit issued pursuant to this Chapter shall be obtained from the Fire Marshal or CEO to have, keep, use, or store any explosives.
- B. Whenever blasting is to be conducted in the vicinity of gas, electric, water, fire alarm, telephone, telegraph or steam utilities, the blaster shall notify the appropriate representatives of such utilities at least 48 hours in advance of the blasting, specifying the location and intended time of such blasting. Verbal notice shall be confirmed with written notice. In an emergency, this time limit may be waived by the Fire Marshal.

ARTICLE XIII, Fireworks

§ 64-45. Permit required.

- A. No person shall engage in or allow the display of any fireworks or pyrotechnics display without first obtaining a permit issued pursuant to this Chapter. A completed application for Display of Fireworks must be received by the Town Clerk a minimum of 30 days prior to the date of display.
- B. The permit application for any fireworks or pyrotechnics display shall be accompanied by the following:
 - 1). Certificate of Insurance, naming the Town of Riverhead as Additional Insured with coverage limit of \$2,000,000 for public liability and \$2,000,000 for property damage.
 - 2) Detailed diagram showing location of fireworks discharge and minimum separation distances in accordance with applicable requirements.
 - 3) Copy of contract with fireworks display company.
- C. All applications shall require the approval of the Fire Chief of the district in which the display will take place and the Fire Marshal before being presented for approval by the Town Board.

ARTICLE XIV, Flammable and Combustible Liquids

§ 64-46. Scope.

This article shall apply to the storage, handling and use of flammable liquids as defined in Article II except that it shall not apply to the transportation of flammable liquids when in conformity with Interstate Commerce Commission regulations or regulations lawfully on file with and approved by the Interstate Commerce Commission.

§ 64-47. Classes of flammable liquids; determination of flash point.

- A. Flammable liquids shall be divided into three classes as follows:
 - (1) Class I shall include those having, flash points at or below 20° F.

- (2) Class II shall include those having flash points above 20° F. but at or below 70° F.
- (3) Class III shall include those having flash points above 70° F.

§ 64-48. Permit required.

A permit issued pursuant to this Chapter shall be obtained for any of the following:

- A. Storage, handling or use of Class I or Class II flammable liquids in excess of one gallon in any building subject to the provisions of this Chapter, or in excess of 10 gallons outside of any building, except that no permit shall be required for the following:
 - (1) For the storage or use of flammable liquids in the fuel tank of a motor vehicle, aircraft, motorboat, mobile power plant or mobile heating plant.
 - (2) For the storage or use of paints, oils, varnishes or similar flammable mixtures when such liquids are stored for maintenance, painting or similar purposes for a period of not more than 30 days.
- B. Storage, handling or use of Class III flammable liquids in excess of 25 gallons in a building, or in excess of 60 gallons outside of a building.
- C. The manufacture, processing, blending or refining of flammable liquids.
- D. The storage of flammable liquids in stationary tanks.
- E. The mobile fueling of vehicles
- F. The mobile fueling of watercraft or boats whether in dock storage or at any dock, marina or in any open water way where mobile fuel truck is parked on property located in the Town of Riverhead.
- G. The mobile fueling of aircraft

ARTICLE XV, Automotive Repair Facility

§ 64-49. Conformance.

Automotive Repair Facilities shall conform to all other applicable requirements of this chapter as well as to the provisions of this article.

§ 64-50. Permit required.

No person shall use any building, shed or enclosure as a place of business for the purpose of servicing or repairing any motor vehicle therein without a permit issued pursuant to this Chapter.

§ 64-51. Cleaning with flammable liquids.

No flammable liquid with a flash point below 100° F. shall be used in any garage for washing parts or removing grease or dirt unless in a special closed machine approved for the purpose or in a separate well-ventilated room enclosed by walls having a fire-resistance rating of not less than two hours and with openings therein protected by approved fire doors or fire windows and with no opening from such room to any upper or lower story.

ARTICLE XVI, Storage and Handling of Combustible Materials

§ 64-52. Handling of readily combustible materials.

No person making, using, storing or having in charge or under his control any shavings, excelsior, rubbish, sacks, bags, litter, hay, straw, wood-chips, combustible waste materials or automotive tires shall fail or neglect at the close of each day to cause all such material which is not completely baled and stacked in an orderly manner to be removed from the building or stored in suitable vaults or in metal or metal-lined, covered receptacles or bins. The Fire Marshal or CEO shall require suitable baling presses to be installed in stores, apartment buildings, factories and similar places where accumulations of paper and waste materials are not removed at least every second day.

§ 64-53. Storage of readily combustible materials.

- A. Permit required. No person shall store in any building or upon any premises in excess of 2,500 cubic feet gross volume of combustible empty packing cases, boxes, barrels or similar containers, or rubber tires or baled cotton, rubber or cork, wood pulp or wood-chips or other similarly combustible material without a permit issued pursuant to this Chapter.
- B. Storage requirements.
 - (1). Storage in buildings shall be orderly and shall not be within two feet of the ceiling nor so located as to endanger exit from the building. Storage in the open shall not be more than 20 feet in height, shall be so located with respect to adjacent buildings as not to constitute a hazard and shall be compact and orderly.
 - (2). Storage and/or processing of wood-chips or forest products shall be in accordance with the provisions of NFPA 46, Recommended Safe Practice for Storage of Forest Products, but in no case shall outdoor storage piles exceed 20 feet in height.
 - (3) The Fire Marshal may impose other limitations or restrictions on storage as may be necessary to prevent spontaneous burning or prevent fire or safety hazards.

ARTICLE XVII, Lumberyards and Woodworking Plants

§ 64-54. Permit required.

- A. No Lumberyard, Woodworking Plant or other facility storing or selling wood or lumber products shall be maintained, operated or used as such without a permit issued pursuant to this Chapter.

§ 64-55. Open yard storage.

- A. Lumber shall be piled with due regard to stability of piles and in no case higher than 20 feet.
- B. Driveways between and around lumber piles shall be at least 15 feet wide and maintained free from accumulation of rubbish, equipment or other articles or materials.
- C. Driveways shall be so spaced that a maximum grid system unit of 50 feet by 150 feet is produced.

- D. Permanent lumber storage, operating under a permit, shall be surrounded with a suitable fence at least six feet high, unless storage is within a building.

§ 64-56. Operational fire hazards.

Smoking shall be prohibited except in specified locations in buildings. Large "No Smoking" signs shall be painted on exterior building walls and on signs erected at driveway edges. "No Smoking" signs in accordance with §64-17, shall be posted throughout all buildings except in specific locations designated as safe for smoking purposes.

ARTICLE XVIII Welding and Cutting

§ 64-57. Scope.

Welding or cutting shall include gas, electric-arc or flammable liquid welding or cutting or any combination thereof.

§ 64-58. Permit required.

- A. A permit issued pursuant to this Chapter shall be required of each company, corporation, partnership or owner-operator performing welding or cutting operations, except as provided in Subsection B of this section. This permit shall not be required for each welding or cutting job location.
- B. A permit shall not be required of any company, corporation, partnership or owner-operator when that entity has any valid permit from the Town Fire Marshal or CEO and such welding or cutting is incidental to the purposes for which said permit is issued.
- C. Application for a permit required by this article shall be made by the company, corporation, partnership or owner-operator performing the welding or cutting operation or by his duly authorized agent.

§ 64-59. Operations.

All welding and cutting operations shall be conducted in accordance with the appropriate standards of the NFPA.

ARTICLE XIX, Hot Tar Roof Work and Torch Applied Roofing for Building Roof Repairs and Installation

§ 64-60. Permit required.

- A. An annual permit issued pursuant to this Chapter shall be required of each company, corporation, partnership or owner-operator performing:
 - 1) hot tar work for building roof installation or repair.
 - 2) torch-applied roofing process for roof installation or repair.
- B. The annual permit, or legible copy of same, must be available for inspection at the job site.

not less than \$1,000,000 (one-million dollars) with the permit application. The certificate of insurance must specify that hot tar roofing and/or torch applied roofing, whichever is applicable, is covered under the liability insurance policy

- D. Based on the scope of work, the Fire Marshal or CEO shall determine the number and type of required portable fire extinguishers to be at the job site. All fire extinguishers must have affixed a valid inspection tag showing the date and name of inspection firm.
- E. The Tar Kettle shall be monitored at all times when it is being fired and for an adequate time thereafter to ensure the tar has cooled to a safe temperature. At no time shall the tar kettle be operated on the roof of an occupied building.
- F. For torch-applied roofing, it shall be prohibited to store or use any fuel source on the roof of any building.
- G. A fire watch shall be maintained on the roof at the job site for not less than one hour following the last application of hot tar or use of the torch. The responsible workman for the job site shall ensure all areas are cool and there is no visible fire, smoke or indications of smoldering prior to leaving the job site. The roof and job site shall be maintained in a neat and orderly fashion with all equipment, supplies and tools either removed or properly secured at the end of each work day.

ARTICLE XX, Liquefied Petroleum Gases

§ 64-61. Permit required; record of installations.

- A. Installation permit issued pursuant to this Chapter shall be obtained for each installation of liquefied petroleum gas employing a container or an aggregate of interconnected containers of over 2,000 gallons water capacity, and for each permanent installation, irrespective of size of containers, made at buildings designated as places of public assembly and for retail propane filling stations. Prior to making such an installation, the installer shall submit plans to the Fire Marshal, and if compliance with requirements of this chapter is shown by said plans, a permit shall be issued.
- B. Installers shall maintain a record of all installations for which a permit is not required by Subsection A above (but not including installation of gas-burning appliances and replacing of portable cylinders) and have it available for inspection by the Fire Marshal.
- C. An annual Storage permit issued pursuant to this Chapter shall be obtained for each installation of liquefied petroleum gas employing a container or an aggregate of interconnected containers where the total storage capacity is in excess of 2,000 gallons water capacity, and for each permanent installation, irrespective of size of containers, made at buildings designated as places of public assembly and for retail propane filling stations. All such storage locations shall be maintained in accordance with the New York State Fire Prevention and Building code, applicable provisions of the NFPA and permit conditions as issued by the Town of Riverhead

§ 64-62. Inspection of installations.

It shall be the duty of the Fire Marshal or CEO to inspect liquefied petroleum gas installations, storage locations and retail propane sale locations to determine if the provisions of this chapter have been complied with.

ARTICLE XXI, Places of Public Assembly

§ 64-63. Permit required.

A. No place of public assembly, as defined in §64-7 of this Chapter, shall be maintained, operated or used as such without a permit issued pursuant to this Chapter, except that no permit shall be required for any place of assembly used solely as a place of religious worship.

ARTICLE XXII, Posting of Street Address

§ 64-64 Legislative intent

It is the purpose of this article to establish a uniform street numbering system for all land parcels within the town and to require the position of such assigned numbers to the exclusion of all others in order to give each land parcel an exclusive and readily locatable address. While it is intended primarily to assure the quick and certain response of police, fire, ambulance and other emergency services to their desired destination, the establishment of this uniform numbering system will also assist social, postal and commercial agencies, as well as residents and visitors, who will also be able to ensure that they and their goods and services arrive and are delivered in a prompt and efficient manner.

§ 64-65 Numbering System established

- A. There is hereby established a uniform street address numbering system for all land parcels in the town in accordance with the maps promulgated by and on file with the office of the Town Assessor and the Town Planner. The Town Planner shall prepare such maps based upon the Suffolk County Tax Map system as directed by the Town Board. The Planner shall use a uniform system for the assignment of street address numbers to all land parcels within the town and shall correct and update the maps recording such numbers as necessary to keep the numbering system uniform, accurate and universal.
- B. Application may be made to the Planner to change or modify assigned street numbers due to an error in the original assignment of the number or where there is a conflict or dispute as to the proper number to be assigned to any land parcel for other good cause. Such application shall state the reason for the change in numbering and how the new numbering will be consistent with the numbering system in place. The Planner shall determine the number of such parcel, which decision shall be final.
- C. In establishing the aforesaid street address numbering system, the Planner may also assign names to private roads or rights-of-way providing access to subdivided lands

§ 64-68 Tax bill, compliance deadline

- A. The street address number assigned to a land parcel in the town pursuant to 64-69 shall be indicated in the "physical location" section on the property tax bill applicable to said parcel.
- B. The deadline for compliance with this article shall be December 31, 2001.

§ 64-69 Enforcement

This article shall be enforced as permitted by the Municipal Home Rule Law, the Fire Marshal, the Building Inspector, CEO, any peace officer when acting pursuant to his or her special duties, any police officer in the employ of or under contract to the town and any other individual duly authorized by a Town Board resolution.

ARTICLE XXIII, Rapid Access Key Boxes

§ 64-70. Effective date

This Article shall be effective as of the date of enactment of this Chapter and shall apply to new construction and any building alterations or change of Use that requires compliance with the current New York State Code.

§ 64-71 Mandatory key boxes for Fire Suppression and Standpipe Systems

When a building within the Town Of Riverhead is protected by an automatic fire suppression or standpipe system, it shall be equipped with a key box. The key box shall be at a location approved by the Town Fire Marshal. The key box shall be a UL type and size approved by the Fire Marshal.

§ 64- 72 Mandatory key boxes for Automatic Fire Alarm Systems

When a building within the Town of Riverhead is protected by an automatic fire alarm and/or access to or within a building, or an area within that building., is unduly difficult because of secured openings, and where immediate access is necessary for life saving or firefighting purposes, the Fire Marshal may require said building be equipped with a key box. The key box shall be at a location approved by the Town Fire Marshal. The key box shall be a UL type and size approved by the Fire Marshal.

§ 64-73 Key Box Tamper Switch

The key box shall be protected by connection to a burglar alarm system or as a trouble zone on an automatic fire alarm system, which shall provide notice to the building owner or his agent whenever the key box is opened.

§ 64-74 Security Padlocks

When a property is protected by a locked fence or gate and where immediate access to the property is necessary for life saving or firefighting purposes, the Town Fire Marshal

may require a security padlock to be installed in a location approved by the Fire Marshal or CEO. The padlock shall be a type and size approved by the Fire Marshal or CEO.

§ 64-75 Rapid Entry Key Boxes

The rapid entry key boxes shall contain the following:

- A. Keys to locked points of egress, whether in interior or exterior of such buildings
- B. Keys to the locked mechanical rooms
- C. Keys to the locked elevator control rooms
- D. Keys to any other areas that may be required by the Fire Marshal or Fire Chief
- E. A card containing the names of emergency contact people for said building and current phone numbers for contacting those people.

In addition, floor plans, lists of hazardous chemicals, Material Safety Data Sheets or other vital emergency information may be required.

§ 64-76 Enforcement

This article shall be enforced as permitted by the Municipal Home Rule Law, the Fire Marshal, the Building Inspector or CEO or any other individual duly authorized by a Town Board resolution.

ARTICLE XXIV, Penalties for offenses

64-77. Penalties for offenses.

- A. Any person who shall violate any of the provisions of this Chapter or fail to comply with the provisions thereof, or who shall violate or fail to comply with any order made there under shall be guilty of a misdemeanor, punishable by a fine of not less than \$250 nor more than \$2,500 or by imprisonment for not more than 15 days, or by both such fine and imprisonment.
- B. The imposition of a penalty for any violation shall not excuse the violation or allow it to continue, and all such persons shall be required to correct or remedy such violations or defects within a reasonable time, and when not otherwise specified, a separate offense shall be deemed committed for each day that the prohibited conditions are maintained following receipt of a notice from the Fire Marshal or CEO identifying the violation and requiring its correction. Said notice shall be mailed to the owner, at his or her mailing address as listed on the Town's most recent tax roll, by certified mail, return-receipt requested.
- C. A Civil Penalty in the amount of \$500 shall be imposed for each violation of Article III of this Chapter.

6/05/01

Adopted**TOWN OF RIVERHEAD****Resolution # 609****ACCEPTS PERFORMANCE BOND OF GREAT ROCK GOLF COURSE**

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by

COUNCILMAN KENT

WHEREAS, Great Rock Inc. f/k/a 1994 Soundview Golf, Inc. has posted a letter of credit security bond in the sum of Thirty Three Thousand Seven Hundred Eight Dollars (\$33,708) representing the 5% site plan bond for the construction of a club house at Fairway Drive, Wading River, New York, Suffolk County Tax Map # 600-057.00-01-001.28 pursuant to Section 108-133 (I) of the Riverhead Town Code.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the 5% security bond in the sum of Thirty Three Thousand Seven Hundred Eight Dollars (\$33,708) issued to the Town of Riverhead; and,

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Mark A Calace, 300 Mill Road, Medford, New York 11763, the Building Department; the Planning Department and the Town Attorney's Office.

THE VOTECardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

The Resolution Was ☒ Was Not ☐
Thereupon Duly Declared Adopted

06/05/01

TOWN OF RIVERHEAD

Adopted

Resolution # 610

**AUTHORIZES THE RELEASE OF PERFORMANCE BOND OF PECONIC BAY
GOLF****COUNCILMAN CARDINALE** offered the following resolution,which was seconded by **COUNCILMAN DENSIESKI**

WHEREAS, Peconic Bay Golf posted a cash bond in the sum of Six Thousand Dollars (\$6,000), pursuant to Section 108-133(I) of the Riverhead Town Code; and

WHEREAS, said construction of the maintenance building has been completed to the Building Department's satisfaction and a Certificate of Occupancy #15252 has been issued for said construction.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the performance bond in the sum of Six Thousand Dollars (\$6,000); and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr. Esq., 616 Roanoke Avenue, Riverhead, New York 11901, the Building Department; the Planning Department, the Town Clerk and the Town Attorney's Office.

THE VOTECardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

The Resolution Was ☒ Was Not ☐
Thereupon Duly Declared Adopted

6/5/01

Adopted

TOWN OF RIVERHEAD

Resolution # 611

**RELEASES SCNB IRREVOCABLE LETTER OF CREDIT OF SCHEMBRI
ENTERPRISES, LLC
(COUNTRY VUE ESTATES – WATER DISTRICT KEY MONEY)**

COUNCILMAN KENT

_____ offered the following resolution, was seconded by

COUNCILMAN LULL

_____:

WHEREAS, by Resolution #501 adopted by the Riverhead Town Board on June 1, 1999, an irrevocable letter of credit was accepted from Schembri Enterprises, LLC to ensure the payment of water district key money fees within the subdivision entitled, "Country Vue Estates"; and

WHEREAS, by memorandum dated January 4, 2001, Jane Stromski of the Riverhead Planning Department has advised that the Water District Key Money Fees have been paid;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of Suffolk County National Bank Irrevocable Letter of Credit No. 990520A, dated May 19, 1999, in the amount of \$32,500.00; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Schembri Enterprises, LLC, P.O. Box 762, Wading River, New York, 11792; the Riverhead Planning Board; the Riverhead Planning Department; Gary Pendzick; the Office of the Town Attorney and the Office of Accounting.

THE VOTE

Densieski ☒ Yes ☐ No Cardinalo ☒ Yes ☐ No
 Kent ☐ Yes ☐ No Lull ☒ Yes ☐ No
 Kozakiewicz ☒ Yes ☐ No

THE RESOLUTION WAS ☒ WAS NOT ☐
 THEREUPON DULY ADOPTED

6/5/01

Adopted**TOWN OF RIVERHEAD****Resolution # 612****AUTHORIZES THE RELEASE OF PERFORMANCE BOND FOR A.J.
RICHARD & SONS, INC.****COUNCILMAN LULL**

offered the following resolution,

which was seconded by

COUNCILMAN CARDINALE

WHEREAS, P C Richard & Son posted a performance bond in the form of a check in the sum of Thirteen Thousand Three Hundred Thirty Six Dollars (\$13,336) pursuant to Section 108-133(I) of the Riverhead Town Code; and

WHEREAS, Sharon E. Klos, Building Permits Coordinator, has determined that construction has been completed to the Building Department's satisfaction and Certificate of Occupancy #15176 dated May 17, 2001 has been issued for said construction.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the performance bond in the sum of Thirteen Thousand Three Hundred Thirty Six Dollars (\$13,336); and

BE IT FURTHER RESOLVED, that the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to PC Richard & Son, 150 Price Parkway, Farmingdale, New York 11735, the Building Department; the Planning Department, the Town Clerk and the Town Attorney's Office.

THE VOTECardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

The Resolution Was ☒ Was Not ☐
Thereupon Duly Declared Adopted

06/5/01

1174
Adopted

TOWN OF RIVERHEAD

Resolution # 613

**AUTHORIZES THE RELEASE OF PERFORMANCE BOND OF LIBERTY
SELF STORAGE LTD**

COUNCILMAN CARDINALE offered the following resolution,

which was seconded by **COUNCILMAN DENSIESKI**

WHEREAS, Liberty Self Storage LTD posted a letter of credit in the sum of Twenty Eight Thousand Six Hundred Thirty Dollars (\$28,630) representing the 5% performance bond for construction of two storage buildings at 99 Mill Road, Riverhead, New York, pursuant to Section 108-133(I) of the Riverhead Town Code; and

WHEREAS, said construction of the two storage buildings has been completed to the Building Department's satisfaction and a Certificate of Occupancy #15959 has been issued for said construction.

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Riverhead hereby authorizes the release of the letter of credit in the sum of Twenty Eight Thousand Six Hundred Thirty Dollars (\$28,630): and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Liberty Self Storage LTD, 8500 Station Street, Suite 100, Mentor, OH 44060, the Building Department; the Town Clerk and the Town Attorney's Office.

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☐ Yes ☐ No

The Resolution Was ☐ Was Not ☐
Thereupon Duly Declared Adopted

6/05/01

Adopted**TOWN OF RIVERHEAD****Resolution # 614****ACCEPTS PERFORMANCE BOND OF JAMES TSUNIS**~~COUNCILMAN~~ LULL

offered the following resolution,

which was seconded by

~~COUNCILMAN~~ CARDINALE

WHEREAS, James Tsunis has posted a cash security bond in the sum of Sixteen Thousand Two Hundred Twelve Dollars (\$16,212) representing the 5% site plan bond for the construction of one office building at Route 25A, Wading River, New York, Suffolk County Tax Map # 600-075.00-01-009.00 pursuant to Section 108-133 (I) of the Riverhead Town Code.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the 5% cash security bond in the sum of Sixteen Thousand Two Hundred Twelve Dollars (\$16,212) issued to the Town of Riverhead; and,

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to TBA LLC, 2500-20 Nesconset Highway, Stony Brook, New York 11790, James Tsunis, 1148 Walt Whitman Road, Melville, New York 11747, the Building Department; the Planning Department and the Town Attorney's Office.

THE VOTECardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

The Resolution Was ☒ Was Not ☐
Thereupon Duly Declared Adopted

6/05/01

Adopted**TOWN OF RIVERHEAD****Resolution # 615****ACCEPTS PERFORMANCE BOND OF EAST END CARDIOLOGY****COUNCILMAN KENT** offered the following resolution,which was seconded by **COUNCILMAN CARDINALE**

WHEREAS, East End Cardiology has posted a cash security bond in the sum of Forty Two Thousand Five Hundred Dollars (\$42,500) representing the 5% site plan bond for the construction of an office building at East Main Street, Riverhead, New York , Suffolk County Tax Map # 600-109.00-03-004.00 pursuant to Section 108-133 (I) of the Riverhead Town Code.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the 5% cash security bond in the sum of Forty Two Thousand Five Hundred Dollars (\$42,500) issued to the Town of Riverhead; and,

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to East End Cardiology, East Main street, Riverhead, New York 11901, George H Suddell, RA, 20211 East Shore Road, Huntington, New York 11743, the Building Department; the Planning Department and the Town Attorney's Office.

THE VOTECardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

The Resolution Was ☒ Was Not ☐
Thereupon Duly Declared Adopted

6/5/2001

Adopted

TOWN OF RIVERHEAD

Dated June 5th, 2001Resolution #616**APPROVES SITE PLAN AMENDMENT – ATLANTIS MARINE WORLD, LLC**~~COUNCILMAN~~ LULL

offered the following resolution,

which was seconded by ~~COUNCILMAN~~ KENT

WHEREAS, the Riverhead Town Board is in receipt of an application from Atlantis Marine World, LLC to amend a site plan approved by the Town Board by Resolution 567 of 1999 to allow the construction of a 1200 sq. ft. concrete pad and temporary mast upon real property located at East Main Street, Riverhead, New York; such real property more particularly described as Suffolk County Tax Map Number 0600-129-4-18.5 and 19; and

WHEREAS, the Riverhead Planning Department has reviewed the site plan as prepared by Burton, Behrendt, Smith, P.C. dated March 21st, 2001 and has recommended to the Town Board that said site plan be approved; and

WHEREAS, a copy of the site plan has been marked and initialed; and

WHEREAS, the site plan amendment fee, as required by Section 108-131 B (3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 8808 of the Office of the Supervisor of the Town of Riverhead; and

WHEREAS, this Town Board has reviewed the site plan and aforementioned.

NOW, THEREFORE BE IT

RESOLVED, that the Riverhead Town Board hereby amends the site plan approval of Atlantis Marine World, LLC to allow for a construction of a concrete stadium as depicted upon the site plan prepared by Burton, Behrendt, Smith, P.C. dated March 21st, 2001.

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to James Bissett, Atlantis Marine World, LLC, 431 East Main Street, Riverhead, New York 11901, the Riverhead Planning Department, Riverhead Town Building Department, Assessor's Office, Office of the Town Attorney and the Town Engineer.

THE VOTE

Denstedt	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Cardinale	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Kent	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Lull	Yes <input type="checkbox"/>	No <input type="checkbox"/>
			Kozakiewicz	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

June 5, 2001

TOWN OF RIVERHEAD

RESOLUTION # 617**SEQR CLASSIFICATION OF ACTION ON SPECIAL PERMIT PETITION
OF JOSEPH F. SCIOTTO, DMD AND REFERS PETITION TO PLANNING
BOARD**COUNCILMAN KENT

offered the following resolution, which was

seconded by COUNCILMAN CARDINALE :

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition pursuant to Sections 108-3 and 108-35 B(3) of the Town Code from Garrett Strang as authorized agent for Joseph Sciotto for improvements to a one family dwelling for the purpose of developing a dental office on a 1.0 acre parcel zoned Business 'G' and known specifically as SCTM No. 0600-68-1-10.1, and

WHEREAS, a Full Environmental Assessment Form was, together with supporting documentation, submitted as part of the petition, and

WHEREAS, the Riverhead Planning Department has reviewed the Environmental Assessment Form and supporting documentation and recommends the petition be considered a Type II Action pursuant to 6NYCRR Part 617.5(c)(7), and

WHEREAS, pursuant to Part 617.3(f) and 617.6 (a)(1), agency responsibilities for SEQR end with this designation and no determination of significance is required, and

WHEREAS, the Town Board desires the recommendations of the Riverhead Planning Board respecting planning and zoning issues, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board considers the special permit application of Joseph F. Sciotto to be Type II for purposes of compliance with SEQR, and

BE IT FURTHER

RESOLVED, that the Town Clerk be directed to refer the petition to the Riverhead Planning Board for their review and recommendation, and **THE Suffolk County Dept. of Planning.**

BE IT FURTHER**THE VOTE**Densieski ☒ Yes ☐ No Cardinalo ☒ Yes ☐ NoKent ☒ Yes ☐ No Lull ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No**THE RESOLUTION WAS ☒ WAS NOT ☐****THEREUPON DULY ADOPTED**

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Planning Department and the applicant.

Adopted

June 5, 2001

TOWN OF RIVERHEAD

Resolution # 618**APPROVES SPECIAL PERMIT PETITION OF LONG ISLAND
PARTNERSHIP HOUSING DEVELOPMENT FUND COMPANY, INC.**~~COUNCILMAN LULL~~

_____ offered the following resolution which

was seconded by COUNCILMAN DENSIESKI

WHEREAS, the Town Board of the Town of Riverhead is in receipt of a special permit petition from Jim Morgo, President of the Long Island Partnership Housing Development Fund Company, Inc. pursuant to Sections 108-3 and 108-39 B(3) of the Town Code for the establishment of residential use on lands zoned Business 'C' said parcel known by Suffolk County Tax Map Number 0600-105-2-43, and

WHEREAS, the Riverhead Town Board by resolution No. 515 of 2000 declared themselves Lead Agency and did determine the action to be Unlisted pursuant to 6NYCRR Part. 617, and

WHEREAS, the Town Board has referred the petition to the Riverhead Planning Board for its report and recommendation; such Planning Board recommending approval of the special permit petition, and

WHEREAS, the Town Board has carefully considered the merits of the petition, the SEQRA record created to date, the report of the Planning Department, the report of the Planning Board, the commentary made at the relevant public hearing, as well as all other pertinent planning, zoning and environmental information, now

THEREFORE, BE IT

RESOLVED, that in the matter of the special permit petition of Long Island Partnership Housing Development Fund Company, Inc. the Riverhead Town Board, as designated lead agency, hereby determines the action not to have a significant impact upon either the natural or social environment and that an environmental impact statement need not be prepared, and

BE IT FURTHER

RESOLVED, that in the matter of the special permit petition of Long Island Partnership Housing Development Fund Company, Inc. the Riverhead Town Board hereby makes the following findings:

1. That the premises is located within the Residential C and Business C Zoning Use District;
2. That by resolution #527 of 1999 the Riverhead Town Board did apply the Redevelopment Community Zoning Use District upon the subject real property to encourage the redevelopment of the general vicinity and the residential development of the subject premises;
3. That by determinations made by the Riverhead Zoning Board of Appeals on October 12, 2000 and January 25, 2001 dimensional relief was granted for residential lots contemplated by the applicant;
4. That residential use of the premises will mitigate those traffic impacts upon commercial development which could potentially occur at the premises;
5. That the site is particularly suitable for the location of residential use;
6. That adequate access exists for forecasted motor vehicle traffic;
7. That the proposed use recognizes the further special conditions as may be determined by the Planning Board in the contemplated subdivision review process; and

BE IT FURTHER

RESOLVED, that based upon its findings, the Riverhead Town Board hereby approves the special permit application of the Long Island Partnership Housing Development Fund Company, Inc. to allow the construction of single family residences within the Business C Zoning Use District upon premises located at New York State Route 25, Riverhead, such real property more particularly described as SCTM No. 0600-105-1-43, and

BE IT FURTHER

RESOLVED, that copies of this resolution be forwarded to the Planning Department, Town Attorney, Building Department, and the Long Island Partnership Housing Development Fund, Company, Inc. or his agent.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinals	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lelli	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

6/5/01

Adopted

TOWN OF RIVERHEAD

Resolution # 619**APPROVES HARDY PLUMBING AND HEATING AS DRAINLAYER FOR
RIVERHEAD SEWER DISTRICT**COUNCILMAN CARDINALE

offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

WHEREAS, pursuant to Section 88-3 of the Riverhead Town Code, Hardy Plumbing and Heating has submitted a request to become an authorized drainlayer with the Town of Riverhead Sewer District.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby approves Hardy Plumbing and Heating as an authorized drainlayer with the Town of Riverhead Sewer District; and further

RESOLVED, that this approval is subject to the receipt of a letter of credit and a certificate of insurance naming the Town of Riverhead as an additional insured to be received no later than June 15, 2001; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Hardy Plumbing and Heating, 13501 Main Road, Mattituck, New York, 11952; Michael Reichel, Sewer District and the Accounting Department.

THE VOTE

Densieski ☒ Yes ☐ No Cardinale ☒ Yes ☐ No
 Kent ☐ Yes ☐ No Lull ☒ Yes ☐ No
 Kozakiewicz ☒ Yes ☐ No

THE RESOLUTION WAS ☒ WAS NOT ☐
 THEREUPON DULY ADOPTED

TOWN OF RIVERHEAD

Adopted

Resolution # 620

AUTHORIZES TOWN OF RIVERHEAD TO REMOVE RUBBISH, DEBRIS AND THE CUTTING OF GRASS AND WEEDS FROM PROPERTY PURSUANT TO CHAPTER 96 ENTITLED, "TRASH, RUBBISH AND REFUSE DISPOSAL" OF THE RIVERHEAD TOWN CODE

COUNCILMAN DENSIESKI

offered the following resolution,

which was seconded by

COUNCILMAN KENT

WHEREAS, Section 96-2. B. of the Riverhead Town Code provides that the Town Board may require the removal of rubbish and debris and the cutting of grass and weeds; and

WHEREAS, property located at 1489 Sound Avenue, Baiting Hollow also known as Suffolk County Tax Map Number 0600-059.00-02-003.12 is not in compliance with the requirements of Section 96 of the Riverhead Town Code; and

WHEREAS, the Town Board of the Town of Riverhead desires to require the removal of the rubbish and debris and the cutting of the grass at SUBJECT property.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Town Clerk to serve notice upon Kevin Shea, 1489 Sound Avenue, Baiting Hollow, New York 11933, by certified mail, returned receipt requested and by regular mail in a plain unmarked wrapper. Such notice is to consist of a certified copy of this resolution and the attached public notice to property owner; and be it further

RESOLVED, that pursuant to Chapter 96, Section 96-2E., the administration fees of \$740.00 and all actual expenses incurred by the Town of Riverhead to remove the rubbish/debris, grass and weeds shall be assessed against the owner; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Kevin Shea, 1489 Sound Avenue, Baiting Hollow, New York 11933; the Building Department, Kenneth Testa, P.E., the Tax Receiver's Office and the Office of the Town Attorney.

THE VOTECardinale ☒ Yes ☐ NoDensieski ☒ Yes ☐ NoKent ☒ Yes ☐ NoLuth ☒ Yes ☐ NoKozakiewicz ☒ Yes ☐ No

The Resolution Was ☒ Was Not ☐
Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that pursuant to Riverhead Town Code, Section 96 of the Town of Riverhead, hereby requires that you cause the property located at 1489 Sound Avenue, Bating Hollow, further described as Suffolk County Tax Map #0600/059.00-02-003.12 to be cleaned of all rubbish, refuse and other debris, and that the weeds and grass be mowed within ten (10) days from the date of this notice.

Dated: Riverhead, New York
June 5, 2001

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

TOWN OF RIVERHEAD

Adopted

Resolution # 621

AUTHORIZES TOWN OF RIVERHEAD TO REMOVE RUBBISH, DEBRIS AND THE CUTTING OF GRASS AND WEEDS FROM PROPERTY PURSUANT TO CHAPTER 96 ENTITLED, "TRASH, RUBBISH AND REFUSE DISPOSAL" OF THE RIVERHEAD TOWN CODE

~~COUNCILMAN KENT~~ offered the following resolution,

which was seconded by ~~COUNCILMAN CARDINALE~~

WHEREAS, Section 96-2. B. of the Riverhead Town Code provides that the Town Board may require the removal of rubbish and debris and the cutting of grass and weeds; and

WHEREAS, property located at Off Route 58/Delores Avenue, Riverhead also known as Suffolk County Tax Map Number 0600-102.00-02-014.01 is not in compliance with the requirements of Section 96 of the Riverhead Town Code; and

WHEREAS, the Town Board of the Town of Riverhead desires to require the removal of the rubbish and debris and the cutting of the grass at SUBJECT property.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Town Clerk to serve notice upon Mark Wieboldt, 3023 Ewell Place, Wantagh, New York 11793, by certified mail, returned receipt requested and by regular mail in a plain unmarked wrapper. Such notice is to consist of a certified copy of this resolution and the attached public notice to property owner; and be it further

RESOLVED, that pursuant to Chapter 96, Section 96-2E., the administration fees of \$740.00 and all actual expenses incurred by the Town of Riverhead to remove the rubbish/debris, grass and weeds shall be assessed against the owner; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Mark Wieboldt, 3023 Ewell Place, Wantagh, New York 11793; the Building Department, Kenneth Testa, P.E., the Tax Receiver's Office and the Office of the Town Attorney.

THE VOTE

Cardinale ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Kent ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

The Resolution Was ☒ Was Not ☐
Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that pursuant to Riverhead Town Code, Section 96 of the Town of Riverhead, hereby requires that you cause the property located at off Route 58/Delores Avenue, Riverhead, further described as Suffolk County Tax Map #0600-102.00-02-014.01, to be cleaned of all rubbish, refuse and other debris, and that the weeds and grass be mowed within ten (10) days from the date of this notice.

Dated: Riverhead, New York
June 5, 2001

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

6/5/01

STATUS _____

1187

TOWN OF RIVERHEAD

Adopted

Resolution # 622

AUTHORIZES TOWN OF RIVERHEAD TO REMOVE RUBBISH, DEBRIS AND THE CUTTING OF GRASS AND WEEDS FROM PROPERTY PURSUANT TO CHAPTER 96 ENTITLED, "TRASH, RUBBISH AND REFUSE DISPOSAL" OF THE RIVERHEAD TOWN CODE

~~COUNCILMAN CARDINALE~~ offered the following resolution,

which was seconded by ~~COUNCILMAN DENSIESKI~~

WHEREAS, Section 96-2. B. of the Riverhead Town Code provides that the Town Board may require the removal of rubbish and debris and the cutting of grass and weeds; and

WHEREAS, property located at 1084 Delores Avenue, Riverhead also known as Suffolk County Tax Map Number 0600-102.00-03-017.01 is not in compliance with the requirements of Section 96 of the Riverhead Town Code; and

WHEREAS, the Town Board of the Town of Riverhead desires to require the removal of the rubbish and debris and the cutting of the grass at SUBJECT property.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Town Clerk to serve notice upon James Woodhull, 915 Sheppard Road, Southold, New York 11971, by certified mail, returned receipt requested and by regular mail in a plain unmarked wrapper. Such notice is to consist of a certified copy of this resolution and the attached public notice to property owner; and be it further

RESOLVED, that pursuant to Chapter 96, Section 96-2E., the administration fees of \$740.00 and all actual expenses incurred by the Town of Riverhead to remove the rubbish/debris, grass and weeds shall be assessed against the owner; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to James Woodhull, 915 Sheppard Road, Southold, New York 11971; the Building Department, Kenneth Testa, P.E., the Tax Receiver's Office and the Office of the Town Attorney.

THE VOTE

Cardinale ☒ Yes ☐ No Densieski ☒ Yes ☐ No
Kent ☒ Yes ☐ No Lull ☒ Yes ☐ No
Kozakiewicz ☒ Yes ☐ No
The Resolution Was ☒ Was Not ☐
Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that pursuant to Riverhead Town Code, Section 96 of the Town of Riverhead, hereby requires that you cause the property located at 1084 Delores Avenue, Riverhead, further described as Suffolk County Tax Map #0600-102.00-03-017.01, to be cleaned of all rubbish, refuse and other debris, and that the weeds and grass be mowed within ten (10) days from the date of this notice.

Dated: Riverhead, New York
June 5, 2001

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

June 5, 2001

TOWN OF RIVERHEAD

AdoptedResolution # 623

**AUTHORIZES TOWN CLERK TO POST AND PUBLISH PUBLIC NOTICE OF
PUBLIC HEARING TO CONSIDER A PROPOSED LOCAL LAW FOR AN
AMENDMENT OF CHAPTER 108 (ZONING) OF THE RIVERHEAD TOWN CODE
(OFF STREET PARKING)**

COUNCILMAN KENT

offered the following resolution,

which was seconded by **COUNCILMAN CARDINALE**:

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider a proposed local law to consider the amendment to Chapter 108 entitled, "Zoning" of the Riverhead Town Code, once in the June 14, 2001 issue of **News Review**, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to the Riverhead Fire Marshal; the Riverhead Planning Board; the Riverhead Planning Department; the Riverhead Zoning Board of Appeals; the Riverhead Police Department and the Riverhead Code Revision Committee.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐

THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 19th day of June, 2001 at 2:15 p.m. o'clock at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to consider a proposed local law to amend Chapter 108 of the Riverhead Town Code entitled, "Zoning" as follows:

§ 108-60. Off-street parking.

E. Size of parking spaces and aisles for various angles of parking.

(5) Access for emergency vehicles.

- a. In the design of any business or industrial parking lot or parking area, at least one emergency access way from the public road to the area designated as the "primary fire fighting surface" for the proposed buildings shall be provided which use the following minimum vertical and horizontal clearances. Said Emergency Vehicle access ways shall be shown on the required site plan and/or building elevations, which accompany any site plan.

Minimum outside turning radius – fifty (50) feet

Minimum inside turning radius – thirty-four (34) feet

Minimum width for a Fire Lane – eighteen (18) feet

Minimum vertical clearance – fifteen (15) feet (height)

- b. The site plan and/or building elevations shall show the appropriate "primary fire fighting surface" to any proposed business or industrial buildings and designate same as a "Fire Lane – No Parking" zone. An applicant for a business or industrial site plan shall submit a site plan with such emergency access way shown.

- c. The minimum requirements stated in §108-60 E(5)a. may be reduced by written application to the Town Board. Said application for relief shall be accompanied by the following:

1. Description of the relief sought.
2. Hardship to the applicant.
3. Report and recommendations of the Town Fire Marshal.

Dated: Riverhead, New York
June 5, 2001

D:\Sean\Resolutions\Fire Access.ph.doc

072113-00397P

RESOLUTION NO. 624

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall in Riverhead, New York, on the 5th day of June, 2001, at 7:00 o'clock P M., Prevailing Time.

The meeting was called to order by Supervisor Kozakiewicz, and upon roll being called, the following were

PRESENT: Supervisor Robert Kozakiewicz
Councilman Edward Densieski
Councilman Philip Cardinale
Councilman Christopher Kent
Councilman James Lull

Town Clerk Barbara Graattan
Town Attorney Dawn Thomas

ABSENT:

— The following resolution was offered by ~~Councilman~~ Supervisor Kozakiewicz, who moved its adoption, seconded by Councilman Densieski, to-wit:

RESOLUTION DATED JUNE 5, 2001.

A RESOLUTION PROVIDING FOR THE HOLDING OF A SPECIAL TOWN ELECTION OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, FOR THE PURPOSE OF SUBMITTING A PROPOSITION ON THE QUESTION OF APPROVING OR DISAPPROVING BOND RESOLUTION DATED MAY 1, 2001.

WHEREAS, the Town Board of the Town of Riverhead, Suffolk County, New York (the "Town"), has, at a meeting duly called, held and conducted on May 1, 2001, adopted a bond resolution authorizing the issuance of \$4,000,000 serial bonds of the Town to pay the cost of the reconstruction of the interior of the Suffolk Theatre building in and for the Town, including incidental costs and expenses in connection therewith and the purchase and installation of furnishings, equipment and apparatus to be used therein, which resolution was adopted subject to permissive referendum; and

WHEREAS, subsequent to said May 1, 2001 meeting, considerable public input and discussion has been had concerning said bond resolution and this Town Board believes that it will be in the public interest to provide for the submission of a proposition on said bond resolution at a special Town election; and

WHEREAS, this Town Board now desires to provide for the holding of such special Town election and to set certain details concerning said special Town election and approve the form of ballot thereof and cause notice thereof to be given, all in accordance with the provisions of Sections 94 and 82 and Article VII of the Town Law; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. The Town Board of the Town of Riverhead, Suffolk County, New York, on its own motion in accordance with the provisions of Section 94 of the Town Law, hereby directs that bond resolution dated May 1, 2001, more fully described in the preambles hereof, shall be

submitted for the approval of the qualified electors of the Town and that a proposition therefor shall be submitted at a special Town election.

Section 2. A special election of the qualified electors of the Town shall be held on the 8th day of August, 2001, at the Suffolk Theatre Building, in the Town, which location is hereby designated as the polling place for each Town election district for said special election, for the purpose of voting upon a proposition with respect to the bond resolution referred to in the preambles hereof. Voting shall be by voting machine and the polls at such special election shall be kept open between the hours of 7:00 o'clock A.M. to 9:00 o'clock P.M., Prevailing Time. At such special election, personal registration shall be required pursuant to Section 84 of the Town Law.

Section 3. The Board of Registration for such special election shall meet at Town Hall on July 27, 2001, such date being not more than fifteen days nor less than ten days prior to said special election, for the purpose of preparing a Register of those qualified to vote at such special election to be held on August 8, 2001. Electors otherwise qualified but not registered under the provisions of Article 5 of the Election Law who wish to vote at said special election shall be required to personally appear to register to vote at the place and the time aforesaid.

Section 4. Pursuant to Section 84-a of the Town Law, absentee ballots shall be made available for such special election to be held on August 8, 2001. The Town Clerk is hereby directed to provide applications for absentee ballots and ballots for absentee voters in accordance with the applicable provisions of law.

Section 5. The Town Clerk is hereby authorized and directed to give notice of such special election by publication in the News Review, a newspaper published in said Town, the first publication of such notice to be made at least ten days prior to the time of such special election. In

addition, the Town Clerk shall post or cause to be posted a copy of such notice on the sign board maintained pursuant to subdivision 6 of Section 30 of the Town Law at least ten days prior to such election. Said notice shall be in substantially the following form, to-wit:

NOTICE OF SPECIAL ELECTION, REGISTRATION OF VOTERS

AND AVAILABILITY OF ABSENTEE BALLOTS.

Town of Riverhead, Suffolk County, New York

NOTICE IS HEREBY GIVEN that a special election of the Town of Riverhead, Suffolk County, New York, will be held at the Suffolk Theatre, 118 East Main Street, in said Town on the 8th day of August, 2001, at which the polls will be kept open between the hours of 6:00 o'clock A.M., and 9:00 o'clock P.M., Prevailing Time, for the purpose of voting by voting machine on the adoption or rejection of a proposition with respect to bond resolution dated May 1, 2001.

The polls will be kept open for the purpose of voting during the aforesaid hours and the proposition to be voted upon will be in substantially the following form, to-wit:

PROPOSITION

Shall bond resolution dated May 1, 2001, authorizing the issuance of \$4,000,000 serial bonds of the Town of Riverhead, Suffolk County, New York, to pay the cost of the reconstruction of the interior of the Suffolk Theatre building, including incidental costs and expenses in connection therewith and the purchase and installation of furnishings, equipment and apparatus to be used therein, providing that the period of probable usefulness of such reconstruction is twenty (20) years and that the maximum maturity of such serial bonds will exceed five years and delegating to the Supervisor the power to sell and issue such serial bonds and to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of such serial bonds, pledging the faith and credit of the Town to the payment of the principal of and interest on such obligations, and providing for an estoppel provision, be approved?

NOTICE IS HEREBY FURTHER GIVEN, that persons qualified to vote at such special election shall, except as otherwise provided in the following paragraph with respect to personal registration, be electors of the Town of Riverhead, Suffolk County, New York.

NOTICE IS HEREBY FURTHER GIVEN, that personal registration is required and electors shall not be entitled to vote at said special election unless his or her name appears on the register of said Town prepared for such special election, or such elector registers as hereinafter provided. The Town board of registration shall prepare a register for said special election, which register shall include all electors registered under the provisions of Article 5 of the Election Law. Any registered elector whose name appears on such register need not register again for such special election.

NOTICE IS HEREBY FURTHER GIVEN, that the Town board of registration will meet at Town Hall on July 27, 2001 between the hours of 8:30 A.M. and 4:30 P.M. at Town Hall, 200 Howell Avenue in Riverhead, New York, at which time any elector may present himself or herself personally for registration to have his or her name added to such register for such special election.

NOTICE IS HEREBY FURTHER GIVEN, that application for absentee ballots for qualified electors whose names appear on the aforescribed registration list may be applied for at the Office of the Town Clerk, at least seven days before such special election if the ballot is to be mailed to the qualified elector or the day before such special election if the ballot is to be delivered personally to the qualified elector or his or her agent.

NOTICE IS HEREBY FURTHER GIVEN, that absentee ballots must be returned to the Town Clerk and received by the Town Clerk not later than 5:00 P.M., Prevailing Time, on the date of the election, August 8, 2001. A list of all qualified electors to whom absentee ballots have been issued will be available in the Office of the Town Clerk where it will be available for public inspection during regular office hours until the day of the election. Such list will also be posted at each polling place during the election. Any qualified elector may, upon examination of such list,

file a written challenge to the qualifications of any elector to receive an absentee ballot, stating the reasons for such challenge. Such written challenge shall be filed with the Town Clerk who will transmit the same to the Inspector of Election prior to the close of the polls.

Dated: Riverhead, New York,
_____ 2001

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD,
SUFFOLK COUNTY, NEW YORK

By: _____

Section 6. Both the clerks and election inspectors shall be selected from the list of election inspectors and ballot clerks previously designated by this Town Board for general election purposes, pursuant to the Election Law, to act as election inspectors and ballot clerks for said special election to be held on August 8, 2001, by further resolution of the Town Board.

Section 7. This resolution shall take effect immediately.

The adoption of the adoption of the foregoing resolution was duly put to a vote on roll call,
which resulted as follows:

_____	VOTING	_____
_____	VOTING	_____
_____	VOTING	_____
_____	VOTING	_____
_____	VOTING	_____
_____	VOTING	_____
_____	VOTING	_____

The resolution was thereupon declared duly adopted.

* * * * *

STATE OF NEW YORK)
) ss.:
 COUNTY OF SUFFOLK)

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DO
 HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board
 of said Town, including the resolution contained therein, held on May 15, 2001, with the original
 thereof on file in my office, and that the same is a true and correct transcript therefrom and of the
 whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open
 Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public
 notice of the time and place of said meeting to be given to the following newspapers and/or other
 news media as follows:

Newspaper and/or other news media

Date given

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s)
of posted notice _____

Date of Posting

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said

Town on _____, 2001.

Town Clerk

(CORPORATE
SEAL)

AFFIDAVIT OF POSTING

STATE OF NEW YORK)
) ss.:
 COUNTY OF SUFFOLK)

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DEPOSE
 AND SAY:

That on the June day of May, 2001, I caused to be posted on the official signboard
 maintained by me pursuant to subdivision 6 of Section 30 of the Town Law, a Notice of Special
 Election, certified by me, duly adopted by said Town Board on the 15th day of June May, 2001, a true and
 correct copy of which is attached hereto and made a part hereof.

 Town Clerk

Subscribed and sworn to before me
 this _____ day of May, 2001.

June

 Notary Public

Supervisor Kozakiewicz offered the resolution, which was seconded by Councilman Densieski.

The Vote: Densieski, yes, Cardinale

Councilman Cardinale offered to table this resolution, no one seconded to table the resolution, so the original resolution was still on the floor.

Councilman Kent then moved to table the resolution, which was seconded by Councilman Cardinale.

The VOTE: Densieski, no, Cardinale, yes, Kent, yes, Lull, no, Supervisor, no.

The resolution was thereupon declared not to be TABLED.

Councilman Cardinale moved the resolution to be amended, as to the location of the vote to reflect a vote in the fire districts, no seconded the motion.

Supervisor Kozakiewicz stated "Let's go forward."

Councilman Cardinale moved to amend the resolution to read Town Hall, which was seconded by Councilman Kent.

The VOTE: Densieski, yes, Cardinale, abstain, Kent, yes, Lull, yes, Supervisor, No.

The motion to amend was adopted.

The resolution as amended now was voted on.

The VOTE: Densieski, yes, Cardinale, abstain, Kent, abstain, Lull, yes, Supervisor, no.

The resolution was thereupon declared to be **NOT ADOPTED**.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD**

BARBARA GRATTAN, Town Clerk

- Underline represents addition(s)

6/5/01

Adopted

Resolution # 625

**AUTHORIZES THE SUPERVISOR TO EXECUTE A TRANSFER TITLE
AGREEMENT FOR CAPITAL EQUIPMENT BETWEEN THE TOWN OF
RIVERHEAD AND THE COUNTY OF SUFFOLK**

Councilman Lull _____ offered the following resolution, was seconded by

Councilman Densieski _____ :

WHEREAS, the Town of Riverhead is participating in a matching Grant program for buses/vans for use by the Town of Riverhead seniors program; and

WHEREAS, the buses/vans have been delivered to the County of Suffolk and the County of Suffolk is prepared to deliver the buses/vans to the Town of Riverhead pursuant to the terms of the original grant; and

WHEREAS, an agreement between the Town of Riverhead and Suffolk County concerning the transfer of said vehicles is required as a final condition to delivery thereof,

NOW THEREFORE BE IT HEREBY RESOLVED, that the Supervisor is hereby authorized to execute a transfer title agreement for capital equipment between the Town of Riverhead and the County of Suffolk; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Judy Doll, Director of the Seniors program, Jack Hansen, Financial Administrator, the Office of the Supervisor and the Office of Town Attorney.

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinalo	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

June 5th, 2001

Adopted

TOWN OF RIVERHEAD

Resolution # 626**APPROVES SITE PLAN OF PRG CORPORATION****COUNCILMAN DENSIESKI**

offered the following resolution,

which was seconded by **COUNCILMAN KENT**:

WHEREAS, a site plan and elevations were submitted by PRG Corporation, for construction of a building trade shop and trucking station, located at 3829 Middle Country Road, Calverton, New York 11933, known and designated as Suffolk County Tax Map Number 0600-99-01-03; and

WHEREAS, the Planning Department has reviewed the site plan dated December 2000, as prepared by Joseph M. Catropa, R.A., and elevations dated December 2000, as prepared by Joseph M. Catropa, R.A., and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, pursuant to letter dated June 5, 2001, the applicant has represented that the project as proposed shall not require a Mined Land Reclamation Permit pursuant to Article 23, Title 27 of the New York State Environmental Conservation Law, and

WHEREAS, the Town Board has relied upon that representation in issuing this site plan approval, and

WHEREAS, the Town Board has carefully considered the merits of the site plan application, the SEQRA record to date, the report of the Planning Department, as well as all other relevant Planning, Zoning and Environmental information; and

WHEREAS, a copy of the site plan has been marked and initialed by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number of the Office of the Supervisor of the Town of Riverhead; and;

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned.

NOW, THEREFORE, BE IT

THE VOTE

Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Cardinale	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

THE RESOLUTION WAS ☒ WAS NOT ☐
THEREUPON DULY ADOPTED

RESOLVED, That in the matter of the site plan application of PRG Corporation, the Riverhead Town Board hereby declares itself to be the Lead Agency and further determines the Action to be Unlisted pursuant to 6NYCRR Part 617 and that an Environmental Impact Statement need not be prepared.

BE IT FURTHER

RESOLVED, that the site plan and elevations submitted by PRG Corporation, for construction of a building trade shop and trucking station, located at 3829 Middle Country Road, Calverton, New York 11933, site plan dated December 2000, as prepared by Joseph M. Catropa, R.A., and elevations dated December 2000, as prepared by Joseph M. Catropa, R.A., be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan review and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
4. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
7. That parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;

8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
9. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Mr. Paul Guillo, PRG Corporation, hereby authorizes and consents to the Town of Riverhead to enter premises at 3829 Middle Country Road, Calverton, New York 11933 to enforce said handicapped parking regulations;
10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
11. That all new utilities shall be constructed underground;
12. That pursuant to Section 108-133(I) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.
13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen; and
15. That no clearing or grading shall occur at the subject site prior to the issuance of an excavation permit pursuant to section 62-5 of the Riverhead Town Code; and
16. That no stock piling of any construction and demolition debris or any other materials shall occur without a further site plan approval of this Board; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Mr. Peter Danowski, Esq., the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 2000, made by Mr. Paul Guillo, PRG Corporation, residing at P.O. Box 2148, Southampton, New York 11968, Declarant:

WITNESSETH:

WHEREAS, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto, as provided by Declarant; and

WHEREAS, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead, and the owner and prospective owners of said parcel, that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan and said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

WHEREAS, Declarant has considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel;

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

That Declarant, for the purpose of carrying out the intentions above expressed, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land, and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns, to wit:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
3. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

4. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled , "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
6. Parking, paving, and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
7. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
8. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Mr. Paul Guillo, PRG Corporation, hereby authorizes and consents to the Town of Riverhead to enter premises at 3829 Middle Country Road, (Rte. 25) Calverton, New York 11933, to enforce said handicapped parking regulations;
9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter, and that any planters, planter boxes, window boxes, or other container plantings shall likewise be maintained on a year-round basis;
10. That all new utilities shall be constructed underground;
11. That pursuant to Section 108-133(I) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;
12. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;

13. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

Declarant has hereunto set his/her hand and seal the day and year above first written.

Mr. Paul Guillo, PRG Corporation,

STATE OF NEW YORK)

: ss.:

COUNTY OF SUFFOLK)

On the _____ day of _____, in the year _____ before me, the undersigned, _____ personally _____ appeared

_____ personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

NOTARY PUBLIC

June 5th, 2001

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TOWN OF RIVERHEAD

Resolution #627

PAYS BILLS